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TEMPORARY ASSIG	NMENT OFFER AUG 1 7 2023
NAME: Hiram Glenn EMPLOYI	EE ID.# 297263 CLERK US DISTRICT COURT DISTRICT OF NEVADA
EMPLOYER Mission Support and Test Services LLC	BY:DEPUT
TEMPORARY SUPERVISOR (Print Name) Jeffrey Presse	r
PHYSICAL LIMITATIONS: 107/17/2019 – 10/21/2019 N	o lifting greater than 10 lbs. No Bending, Lifting,
Twisting. Sit and Stand as Tolerated. 10/21/2019-10/2	22/2019 Bend, lift, twist, stand, sit as tolerated
No control of the con	
TEMPORARY DUTY ASSIGNMENT:	
TITLE: <u>Laborer II</u>	
DATE BEGINS: 10/17/2019	
LOCATION:_ Area 6 NNSS	
RATE OF PAY: regular rate of pay	•
TEMPORARY DUTY REVIEW DATE: 10/22/2019	
DURATION OF ASSIGNMENT: date of re-evaluat	ion – currently 10/22/2019
TEMPORARY ASSIGNMENT DESCRIPTION:	
See attached. Standard tasks and allowing employee to Employee has been advised to perform these tasks as to time with tasks as needed. If employee cannot perform to ask for assistance from co-workers and/or managemen	olerated, take breaks as needed, and take an assigned task employee has been advised
I accept this temporary assignment, have read and und	derstand <u>the Job Description</u>
I am unable to accept this temporary duty assignment	•
Heram Dennig	10-22-19
Signature of Employee (Hiram Glenn)	Date
	· · · · · · · · · · · · · · · · · · ·
Signature of Temporary Assignment Supervisor	Date

CONTAINS INFORMATION SUBJECT TO PRIVACY ACT.

counsel. Accordingly, any time an MSTS employee obtains any knowledge that would lead one to reasonably believe that a government investigation or inquiry is underway; such information must be communicated immediately to your manager and to the Legal Department.

In some circumstances, an audit, inspection, or investigation may appear to be focused on a client, subcontractor, supplier, or third party. In such situations, you must contact The Legal Department and solicit guidance before you begin cooperating with the authorities involved.



6.2.10.3. COMPLIANCE AND COOPERATION WITH AN INVESTIGATION

Appropriate handling of government investigations is very important for the Company and all employees. Virtually all of the federal laws regulating the conduct of the Company's business including antitrust, securities, OSHA, environmental, government procurement, tax, and financial laws contain both civil and criminal penalties. The criminal penalties attach not only to the Company, but also to those individuals within the company who actually took the actions that violate the law or failed to take actions that resulted in violation of the law.

No employee should ever, under any circumstances, participate in, or be party to, any of the following actions:

- Destroying or altering any company documents in anticipation of a request for those documents from any government agency or a court;
- Lying or making any misleading statements to any government investigator in any investigation (There is a separate federal statute making such false statements to investigators a crime.); or
- Attempting to cause any other Company employee, or any other person, to fail to provide information to any government investigator or to provide any false or misleading information to an investigator.

6.2.10.4. YOUR RIGHTS DURING IN AN INVESTIGATION

The law guarantees all of us the right to be represented by legal counsel in any investigation or inquiry of any governmental agency. In view of the extreme technicality involved in government investigations, we feel that the Company should be represented by legal counsel and our employees should at least be made aware of the opportunity for such representation. This applies any time any government investigator contacts an employee and requests information and or response to questions.

Employees also have this right to legal counsel if the investigator contacts the employee at remote locations off Company property - such as at one's home during the evening. Any individual has the absolute right to consult

our policies or those of our client, the Ethics Officer should be immediately contacted before proceeding.

6.2.10. SUPPORTING GOVERNMENT INVESTIGATIONS

MSTS regularly responds to and interacts with innumerable laws, regulations, rules, ordinances, and restrictions on many subjects imposed by all levels of government. Normally, these are handled in a timely manner in the ordinary course of business without implications of serious governmental repercussions. However, sanctions, penalties, fines, and legal actions can be imposed by these government bodies for inaction, delays, or incorrect information.



6.2.10.1. YOUR ACTIONS IN AN INVESTIGATION

As an MSTS employee, your actions when involved in a government investigation will be carefully scrutinized and, if inappropriate, can cause undue legal problems for both you and the company.

It is necessary that you immediately bring any of the following circumstances pertaining to a government investigation to the attention of your manager and the Legal Department.

- Requests or subpoenas to appear before a grand jury or similar indicting authority.
- Notification or information of an investigation by authorities responsible for enforcing laws, including but not limited to the FBI, Justice Department, Offices of Inspectors General, Criminal Investigative Services, Postal Inspector, Department of Labor Inspectors, the SEC, and other similar U. S., state, local, and foreign government bodies.
- Inspections, visits, interview requests, and requests for Company documents by the FBI, Justice Department, Offices of Inspectors General, Criminal Investigative Services, Postal Inspector, Department of Labor Inspectors, the SEC, other similar U. S., state, local, and foreign government bodies and any outside attorney.
- Subpoenas and requests to testify before agencies, commissions, bodies, and other legislative and administrative bodies.
- Communications or notices received from government bodies or agencies imposing or threatening MSTS with fines, penalties, or injunctive action.

6.2.10.2. THE ROLE OF LEGAL COUNSEL IN AN INVESTIGATION

It is the policy of MSTS to fully cooperate with any government investigation. A condition of such cooperation, however, is that the Company be adequately represented in such investigations by its own legal

POLICY STATEMENT ON VALUES AND BEHAVIORS 4.

4.1. CORE VALUES

MSTS' vision is to be the high-hazard experimentation and mission-service provider of choice for U.S. National Security customers. To do so, we must recognize, respect, and protect the interests of our customers, partners, and fellow workers. Our core values are documented as six simple, yet key, traits that provide guidance for all we do. These values form the foundation for all MSTS policies, procedures, and work instructions. If a conflict is identified between any policy, procedure, or work instruction and our core values, our core values always take precedence. MSTS' Office of President can waive requirements to follow policies, procedures, or work instructions as required in certain circumstances. However, no individual within MSTS, including the President, is authorized to ignore or fail to follow our core values.

Thus, all MSTS employees are expected to perform their work consistent with the following six core values:

- 4.1.1. Always act with INTEGRITY.
- 4.1.2. Show RESPECT for our customers, our mission, and each other.
- 4.1.3. Earn TRUST by applying impeccable ethical standards and honoring your commitments to each other, to management, and to the customer.

4.1.4. Demonstrate HONESTY in every communication. In writing an in speech and other noverly too are
4.1.5. Show INCLUSION in engaging our customers, partners, and coworkers. PIOVICE equal
4.1.6. Utilize TEAMWORK in everything we do.

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4.2. EXPECTED BEHAVIORS

In addition to the six core values, which represent the foundational expectations for every MSTS employee, MSTS expects each employee to embark on a continuous selfimprovement journey in demonstrating nine behaviors which are intended to set the standard for how we get our work done. It is not anticipated that any employee will be exemplary in demonstrating all nine of these behaviors. In addition, it is anticipated that every employee will develop themselves in a few of the nine behaviors at all times, thus, continuously improving themselves and the organization. The MSTS nine behaviors are:

- 4.2.1. CUSTOMER FOCUS recognize that the customer is the cornerstone of our success. Effective employees do a superb job for customers every day in quality, delivery, value, technology, and risk management. They aggressively pursue effective, efficient, and elegant solutions to difficult issues.
- 4.2.2. SERVICE LEADERSHIP think like a leader regardless of your job and serve as a role model for others. Use what you know to help others achieve our business objectives and deliver upon our commitments. All leaders demonstrate passion for their work and care about the people. Each employee must be able to: 1) identify an issue; 2) articulate the solution; 3) develop an action plan to address the issue; and 4) execute the approved plan.



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MSTS is a DOE contractor for the Nevada National Security Site.

who reports a complaint in good faith, no matter what the outcome of the investigation. Prohibited retaliation includes demotion, suspension and failure to hire or consideration for hire.

If internal remedies fall short of your expectations, state and federal agencies exist to assist you. Human Resources Department personnel can direct you to the appropriate state agency that resolves complaints of discrimination, including sexual harassment. You may also consult your local telephone directory under State Government Offices, or ask directory assistance for the number of your state's agency headquarters, usually located in the state's capitol city. The Equal Employment Opportunity Commission (EEOC) is the federal agency that resolves harassment claims. To contact the EEOC, consult directory assistance or the closest office in your area or view at www.eeoc.gov.

MSTS, Human Resources Manager



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POLICY STATEMENT PROHIBITING HARASSMENT

MSTS policy and federal, state and/or local law strictly prohibit harassment because of race, religious creed, color, national origin, ancestry, sex (including pregnancy, childbirth, breastfeeding, or medical conditions related to pregnancy, childbirth, or breastfeeding), age, medical condition, marital or domestic partner status, sexual orientation, gender, gender identity, gender expression, mental disability or physical disability, genetic information, military or veteran status, or any other status or characteristic protected by applicable law. The policy applies to all company operations and subsidiaries, job applicants, employees, and third parties, such as visitors, subcontractors and or other Company-directed individuals working at a Company job site or at a client's job site with respect to harassment prevention and reporting. In locations where local law is more stringent than the provisions of this policy, local law prevails. Harassment may take many forms, including, but not limited to:

- VERBAL CONDUCT such as epithets, offensive or derogatory comments, unusual comments about appearance or dress, racial slurs or comments, or offensive or derogatory ethnic jokes, or unwanted sexual advances, invitations, or comments.
- VISUAL CONDUCT such as offensive or derogatory posters, cartoons, drawings or gestures, also to include internet and email information and communications.
- PHYSICAL CONDUCT such as assault, blocking normal movement or interference with work directed at an individual because of gender or other protected basis.
- THREATS, DEMANDS AND REQUESTS FOR SEXUAL FAVORS such as a sexual request(s) in order for an individual to keep his/her job or avoid some other loss, or an offer of job benefits in return for sexual benefits/favors.
- RETALIATION which is adverse action taken against an individual, for having reported harassment or participated in an investigation regarding harassment.

Under federal law, unwelcome sexual advances, request for sexual favors and other verbal or physical conduct can constitute sexual harassment when submission to such demands:

- Are implied as a condition of an individual's employment.
- Imply that employment decisions affecting the individual are contingent upon such submission.
- Interfere with an individual's work performance by creating an intimidating or hostile work environment.

MSTS managers and supervisors enforce a zero tolerance investigative and disciplinary policy, including the possibility of immediate discharge, with respect to all reported and observed instances of harassment.

Since it would be impossible to illustrate all forms of harassment, MSTS management depends on and encourages all individuals, whether affected directly or indirectly, to take action with respect to perceived harassment. All are expected to follow the procedure outlined in the MSTS Problem Resolution Statement and seek assistance as appropriate.

You may file a timely complaint with a local or corporate Human Resources representative or any member of management.

- ALL employees and visitors are prohibited from engaging in harassment, not just supervisors.
- ANY employee has the right and obligation to report harassment, whether directed at the employee or observed by the employee.

Company policy forbids retaliation against any employee who opposes <u>harassment</u> or <u>discrimination</u>, files a complaint, testifies, or participates in an investigation. No adverse action will be taken against any employee





MSTS Employee Code of Business Ethics and Conduct

December 1, 2017

2. OVERVIEW

The fundamental ethical principles stated in Part III are intended to declare in broad terms what MSTS requires regarding ethical behavior. The purpose of these stated ethical principles is to describe in general terms our intent and our Standards of Conduct and expected compliance so that we are consistently ethical and faithful to the trust placed in us.

Part IV of this document provides MSTS's Policy Statement regarding core values, MSTS' vision, and our emphasis on safety and health.

MSTS highly values its employees and recognizes that we have ethical responsibilities to our employees. Part V is a statement of MSTS's ethical commitment to the workforce.

Finally, Part VI is a statement of Standards of Conduct we expect to always be followed. These Standards of Conduct have been developed for the purpose of achieving the desired ethical behavior. We have mutual responsibilities and duties to our customers, to each other, and to the public. All employees are expected to adhere to the highest ethical standards in conducting their duties and to avoid even the appearance of impropriety.

3. MSTS' ETHICAL PRINCIPLES

MSTS will hold in highest regard the safety and health of our employees, our customers, the public, and the infrastructure and assets entrusted to our care.

MSTS and our employees will always act in an ethical and legal manner according to the laws of the United States, the state of Nevada, and any other localities, states, and nations where MSTS conducts business.

Each MSTS employee is responsible for the appropriateness and consequences of their actions and pledges to be alert to help prevent mistakes in our activities. As such, employee conduct on behalf of MSTS with customers, suppliers, fellow employees, and the public will reflect the highest ethical standards in both action and appearance.

MSTS and its employees will be conscious of potential threats to national security, our customer's mission, and the public. Further, employees will take immediate action to inform appropriate authorities of potential threats.

MSTS and its employees will consistently put forth their best effort to meet commitments for all work and will keep our customers informed regarding special circumstances or conflicts that can potentially affect work commitments.

21 Fitness for Duty Evaluation Report

INTRODUCTION 1.

From: Mark Martinez, MSTS President

Subject: Introduction of MSTS Code of Conduct Handbook

My vision is a resilient enterprise offering compelling, desirable, and differentiated end-to-end user experiences: a customer-focused enterprise that not only performs, but also adeptly adjusts to accommodate an uncharted future. The NNSS will be: the right place to build new certification tools, prepared for emerging enterprise challenges, managed and operated safely and transparently, and a go-to site where people want to do work.

Together, we will be the high-hazard experimentation and mission-service provider of choice for U.S. National Security customers. Earning and maintaining the trust of our customers, partners, and co-workers is absolutely essential to delivery of this vision and to serving NNSS' interests. This handbook was developed to capture and communicate the expectations of MSTS Leadership with regard to earning and maintaining that trust.

These standards are designed to ensure that we will be faithful to ethical principles in all that we do and in how we are perceived by others. MSTS expects that these standards will be applied consistently in our actions involving each other, the public, and our customers. We take this commitment to ethical actions seriously, and therefore it is critical that these ethical principles and standards of conduct be understood and adopted as part of our day-to-day activities. Please do not hesitate to seek clarification from your manager and/or the MSTS Ethics Officer if you have a question regarding the intent and/or application of principles or standards of conduct.

This handbook is also designed to alert you to issues you may face and enable you to understand when you must obtain guidance before taking action that may have a legal impact upon the company and/or yourself. While some acts may be legal, that does not mean they are necessarily ethical. No one is authorized by MSTS to ever commit an illegal act. Individuals are always subject to prevailing laws and will be subject to legal penalties as well as company discipline for any illegal act committed as part of their MSTS employment. In addition, MSTS expects all employees to always be ethical in their actions, both external, and internal to MSTS. Please remember that difficulties resulting from questionable business conduct and ethical breaches can usually be avoided or minimized if they are recognized and appropriate advice is obtained at the onset of business dealings. If you have any questions about legal and/or ethical practices or conduct, seek guidance from your manager or the Ethics Officer, or call the ethics hotline.

It is very important that each employee be familiar with the information provided in this handbook. We appreciate your commitment to sustaining the trust we hold both individually and collectively.

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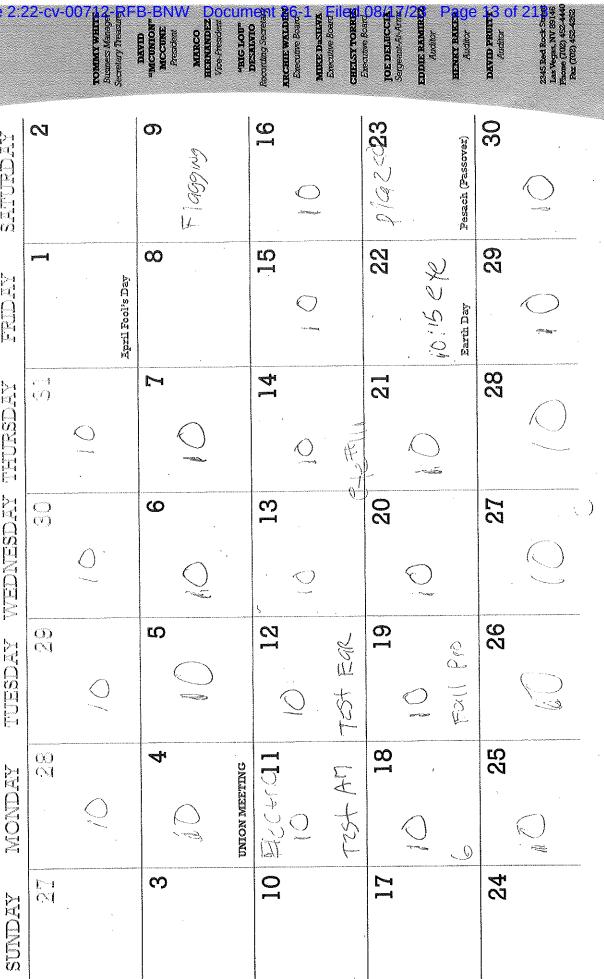
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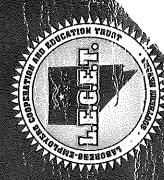
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Laborers' International Union of North America -Iocal 872



2345 Red Rock Street, Suite 100 • Las Vegas, NV89146-3157 Phone (702) 452-4440 • Far (702) 452-4262



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The VET Railroad was an engineering marvel. More than 50 trains a ್ಟ್ರೆ day traveled in and out of the Comstock in the mid 1870s.

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Established in 1861 and named-after Fort-Churchill, which was namafter General Sylvester Churchill, a Mexican-American War hero who was Inspector General of the U.S. Army in 1861.

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Writer and commentator Lowell Thomas called Elko the last cowtown in America. Elko is the home of the annual Cowboy Poetry Gatheririg.

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In Tonopah a young Jack Dempsey was once the bartender and bouncer at the Mispah Hotel and Casino. Wyatt Earp once kept the peace in the town.

me 2017 M T W T F S 5 6 7 8 9 100 12 13 14 15 16 1789 26 27 28 29 30 78 Safurdays	00712-RFB-E	NW Pocur	ent 26-1 (F) (ed 08/17/23	Bage 26 of 3
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With an average of 201 sunny days per year, Winnemucca one of the sunniest towns in Nevada. \mathbb{R}^3

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Pershing County located in Cowboy Country features the or round courthouse in the United States.

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The Reno Ice Pavilion once lived in Atlantic City, NJ before all 16,00 square feet of it was dismantled and moved to the big little city.

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Misfits Flats off Highway 50 near Stagecoach takes its name from the John Huston fill Huston used the privately owned area to film a complicated wild horse round up with

Clark Gable, Marilyn Monroe, Montgomery Clift and Eli Wallach.

Verm M T 30,05 6 7 13 14 13 14 20 21 22 23	cv 00712-RFB	BNW Docu	ment 26-1	iled 08/17/2	Page 81 of 21
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Austin's oldest church, St. Augustine, requires the establishment's bells the Unit of the tower to be rung by pulling a rope located in the men's restroom

December 2017 S M T W T F S 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 25 26 27 28 29 30	(v-00712-RFB-	11 MM		led 08/17/23 (とりつ よう: 51・7	Page 32 o 3
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According to an old law in Eureka, Nevada men who wear mustaches are forbidden from kissing women.

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S M T W T F 12 3 5 6 7 8 9 10 1 2 3 20 21 22 23 24 2 26 27 28 29 30 20 20 20 20 20 20 20 20 20 20 20 20 20	3	10	17	24 New Year's Eve \C √,√ 31

Shrimp consumption in Las Vegas is more than 60,000 pounds a -- higher than the rest of the country combined!

2345 Red Rock Street Las Vegas, NV 89146 Phone (702) 452-4440 Fax (702) 452-4262	3	<i>d</i>		15	30	29	28
DAVID PRUITT 5			01	0	0	0	
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Secretary Treasur	DAVID TACUNIC MCCUNE President	MARCO HERNANE Vice-President **BIGLOUT DESAIV	Recording Secretal ARCHIE WALDE	Executive Board MIKE DaSILVA Executive Board	CHELSY TORRE Executive Board	JOE DELUCCIA Sergeant-At-Arm EDDIE RAMIRE	Auditor HENRY BAKER	Auditor DAVID PRUILI Auditor	2345 Red Rock Stre Las Vegas, NV 891- Phome (702) 457-44	Fax (702) 452-426.
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Case Manager Susiness M	Secretary Treasure O	DAVID -MCCUNE 00 President President 00 Pres	Wice-President GO Wice-President GO TRIGILOU DESALVIO	Recording Secretary ARCHIE WALDEN Executive Board and	MIKE DASILVA OF Executive Board 2	CHELSY TORRES - Executive Board -1	Sergeant-At-Arms Sergea	Auditor CO Auditor Aud	DAVE PRUITT & Auditor O	2345 Red Rock Street Las Vegas, NV 89146 Phone (702) 452-4440 Fax (702) 452-4262	
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-EBRUARY 2018

EDDIE RAMIREZI Auditor N Case HIHM AVENOL Phone (702) 452-4440 MARCO HERNANDE BIGLOU DESALV<mark>E</mark>O ARCHIE WALDEN Executive Board Auditor 💍 Las Vegas, NV 89146 DAVID "MCUNION Sergeant-At-Arma DAVID PRUIT Recording Secretary JOE DELUCCIÁ HENRY BAKER 2345 Red Rock Stree Fax (702) 452-4262 Vice-President. Executive Board MIKE DASILVA Business Manage Secretary Treasure CHELSY TORRES Executive Board MCCUNE President Auditor FC~ 18724 CC1c M St. Patrick's Day 0 M ᄭ Saturday ន 22 2 တ္ 12 とこないる 1400AN 16 17 18 200 tensker 16 union Ø গ্ৰ 23 <u>ത</u> 2 $\mathcal{U}_i \supset \mathbb{O}$ Good Friday Friday ن الا الاي ŧ てなず 13 14 27 8 8 8 8 Of white 12 High 22 8 pay 22 Bref 200 P Laborers Local ∞ 10 - 11.30 15 Anniversary #872 81st Thursday 702424 いるようなどの 0 **5**8 CR CROS 4 Wednesday MARCH 2018 NBT 9 (C) Jaspel 20 (10 26 DAG 27 ဖ First Day of 、/qこ Spring Tuesday P.04 6 SMC a d 99 年3 19 Union Meeting 2 L Monday **8** Daylight Savings Palm Sunday Sunday 8-12-13

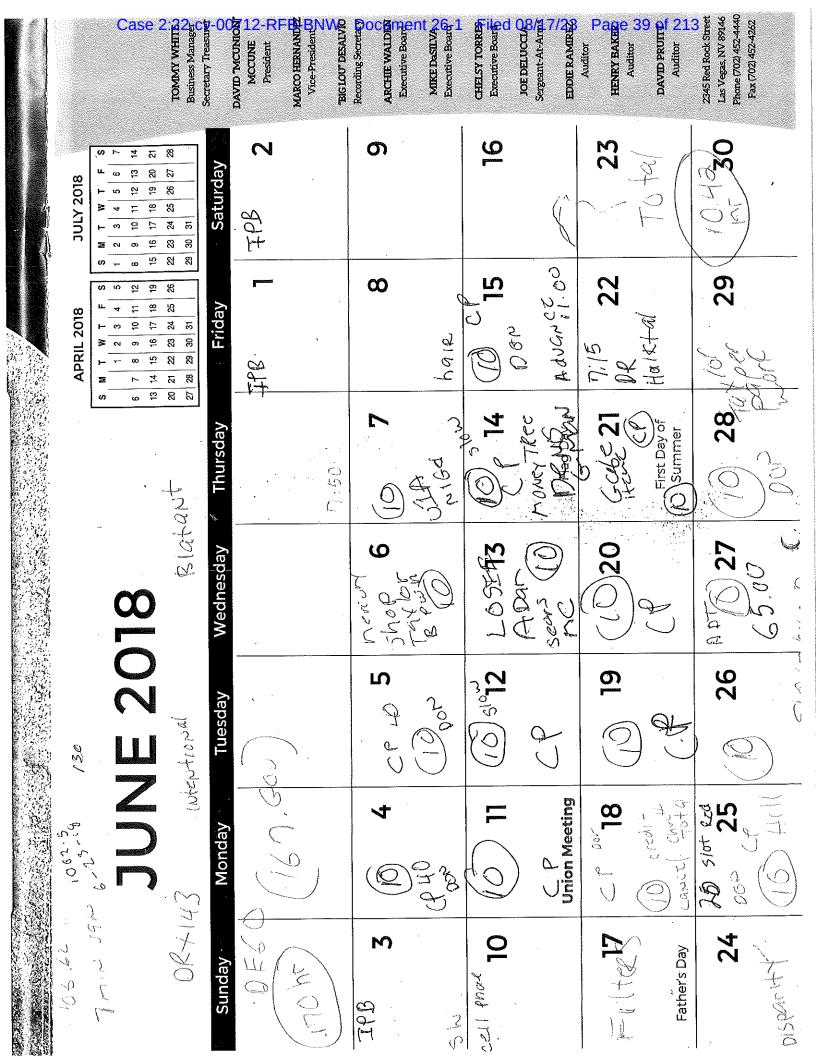
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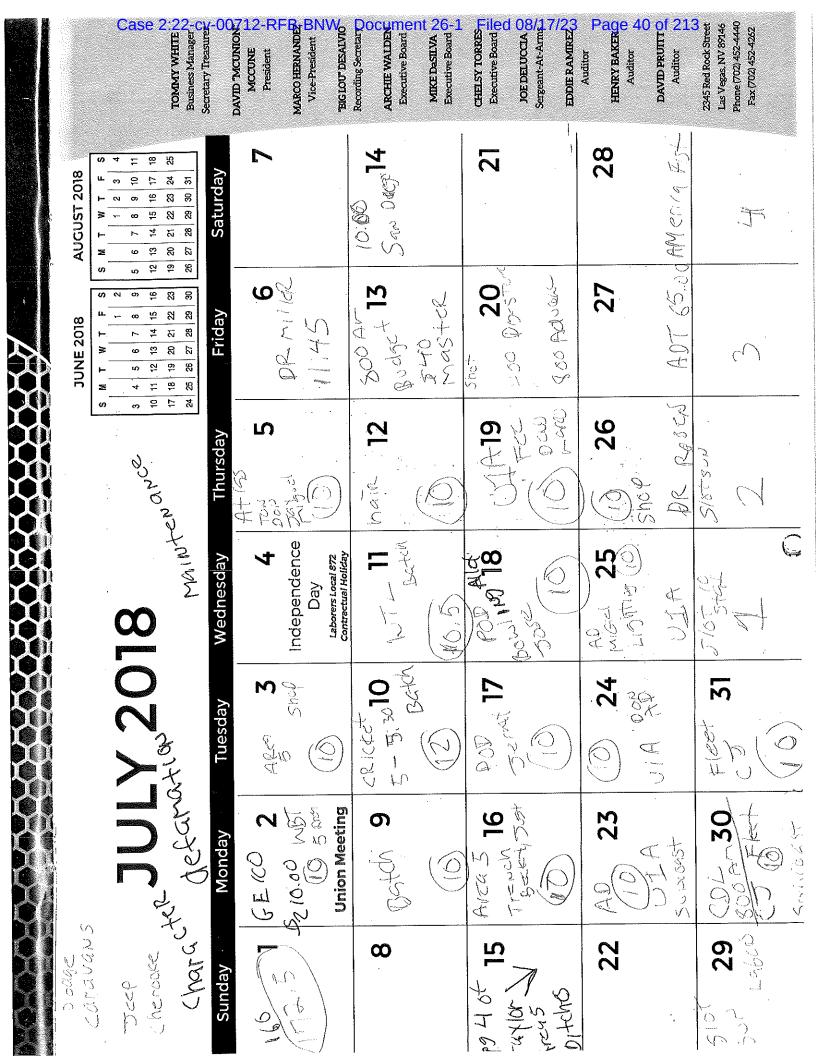
HENRY BAKER (C) DAVID PRUITT O ARCHIE WALDEN Secutive Board Executive Board ergeant-At-Arms EDDIE RAMIREZ Phone (702) 452-4440 Las Vegas, NV 89146 MARCO HERNANDE BIG LOUT DESALVIO 2345 Red Rock Street Secretary Treasure DAVID "MCUNION ecording Secretary HESY TORRES Fax (702) 452-4262 TOMMY WHITE **Business Manager** OEDELUCCIA Vice-President **Executive Board** MIKE DASILVA MCCUNE President Auditor Auditor Auditor OPEN HOUSE Norwattons **7**8 L Clark ANFINST Saturday 50100 **MAY 2018** PROIN 28 29 30 415 445 5 27 0013072596 ADT 110542113 11:15 PCC05 4 60 0c 20 La barris ROUDION scars oxl 26 27 28 29 30 31 (artugu MARCH 2018 10,15 63514 T Mercurt Pipe 8 26 <u>ත</u>) 01-8 300 じらら 8. z 55 Z \$ 50 mm 643. Sear 3 Wednesday 6860589/APRI 2018 (6) 2**4** Ge10625200 D333 2019 **Tuesday** T 20 (O) rive Rata (10 marut) ((O)). 16 Union Meeting 100023 30 Pesach (Passover) Monday A+198 DEStrated shop CLANNS OS Earth Day 29 Sunday 77 5 Easter 24.50

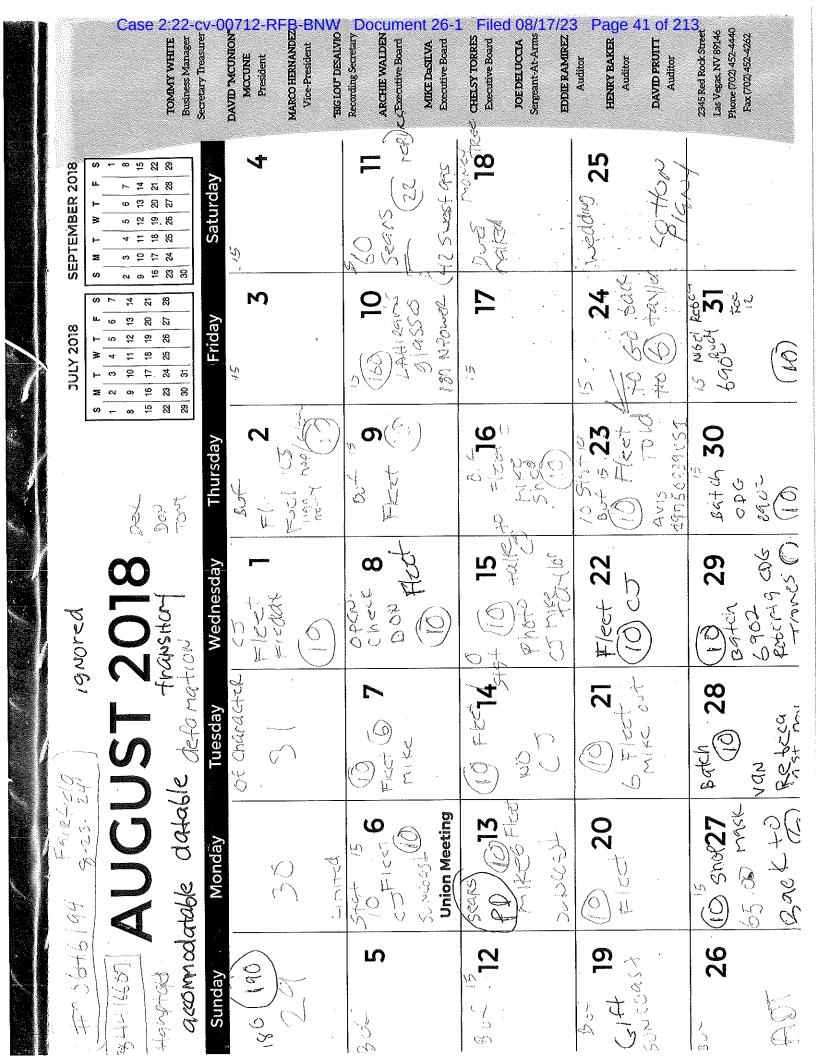
M T W T S **JUNE 2018** S M T W T F S 1 2 3 4 5 6 7 APRIL 2018 872.5 1-5 1 Potor 86 200K Soth O

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Case Surines Manager	DAVID "MCUNION MCCUNE T-President A-President A-Pres	MARCO HERNANDE Vice-President G	Recording Secretary ARCHIE WALDER Executive Board MIKE DASHIVAN Executive Board Describe Board	CHELSY TORREST Executive Boards TOE DELUCCIAGO Sergeant At: Almis	Auditor Auditor Auditor Auditor Auditor Auditor Auditor Auditor	2245 Red Rock Street Las Vegas, NV 89146 Phone (702) 452-4440 Fax (702) 452-4262
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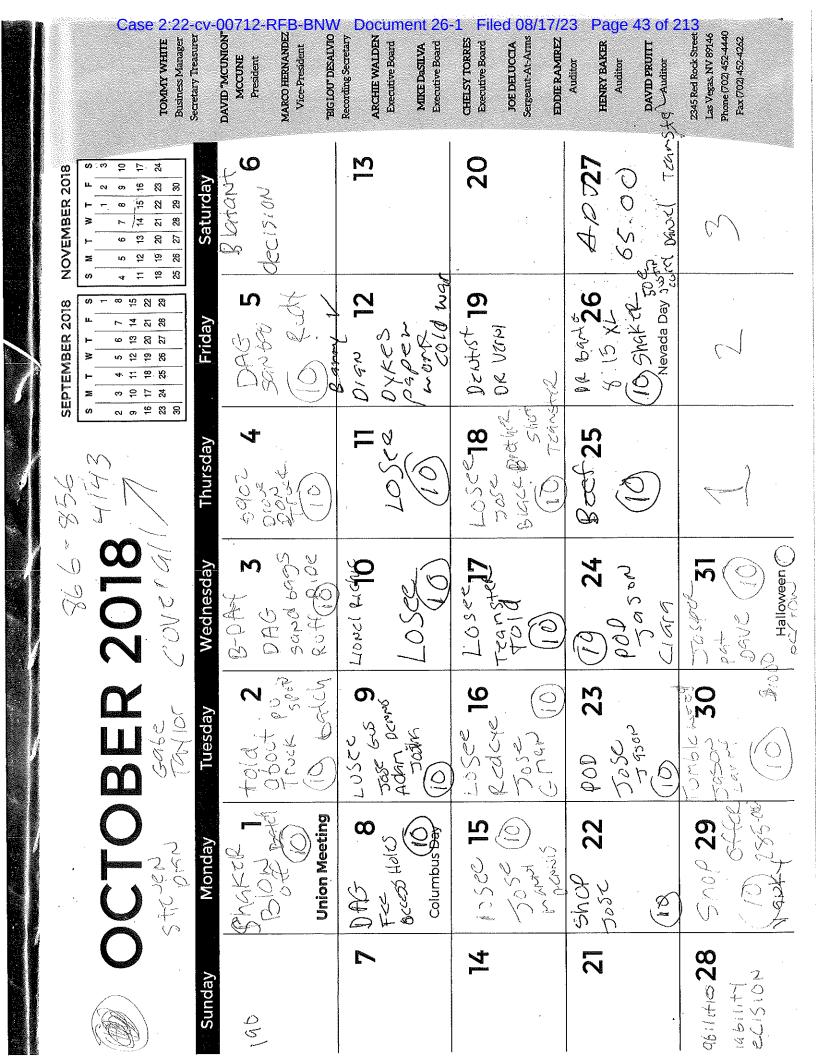






OCTOBER 2018

HENRY BAKER DAVID PRUITE Las Vegas, NV 89146 Phone (702) 452-4440 Sergeant-At-Arms EDDIE RAMIRIES 2345 Red Rock Street TOMMY WHITE DAVID MCUNION TEIGLOUT DESALVIC CHELSY TORRES JOE DELUCCIA Fax (702) 452-4262 Secretary Treasure Recording Secretars Business Manage<mark>r</mark> MARCO HERNANDI Vice-President ARCHIE WALDE Executive Board Executive Board Executive Board **MIKE DaSILVA** MCCUNE Auditor President Auditor Auditor Koste First Day of Autumn $\widetilde{\mathcal{D}}_{\alpha}$ Ŋ 29 ଯ 27 Saturday BAKE શ 33 ∞ \$ 29 30 31 ន প্ত 83 ĸ 28 윉 ∞ **AUGUST 2018** 72 Friday က るとから ខ 39 (C: 0) প্র 2 27 28 ន 9 ŭ 8 12 . 00 59(1 からか ပ Book 6 SEPTENBER 2018 してみかり **26** Ŋ SINGTHAN (B) <u>ნ</u> Wednesday Roberts 1590S 7.500 P × 0 Fasterial Br 8 <u>∞</u> // / Patriot Day Yom Kippur Tuesday Ca!! ProjiC 0 \bigcirc 1580 R.GR 24 #2004 118 9A Laborers Local 872 Contractual Holiday 202502 ZELINO Monday 87070 Labor Day の子ろ 6 30 C 22 C Grandparents Day N Rosh Hashanah വ Sunday



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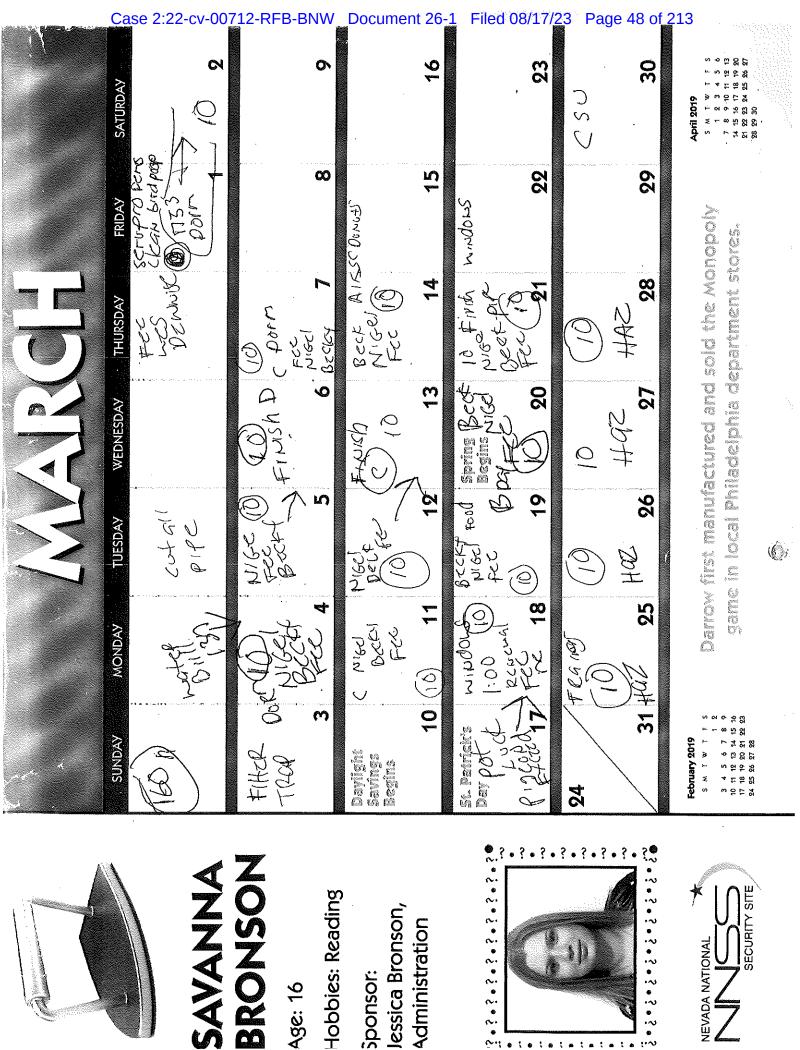
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March 2019 S. M. T. W. T. F. S. 3. 4. S. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 3. 1. 25. 26. 27. 28. 29. 30.	January 2019 SM TW TES SM THE Original Monopoly die-cast tokens were inspired SM TW TES SM TW TES SM TWO INCOMMENDED TO THE THE SM TWO INCOMMENDED TO THE TWO I
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SATURDAY	SUNDAY MONDAY TUESDAY WEDNIESDAY FRIDAY







Hobbies: Reading

Age: 16

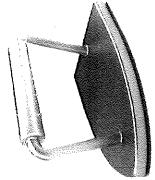
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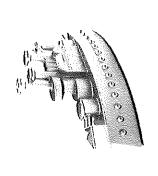
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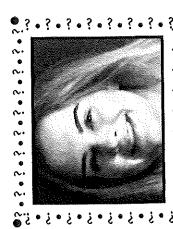


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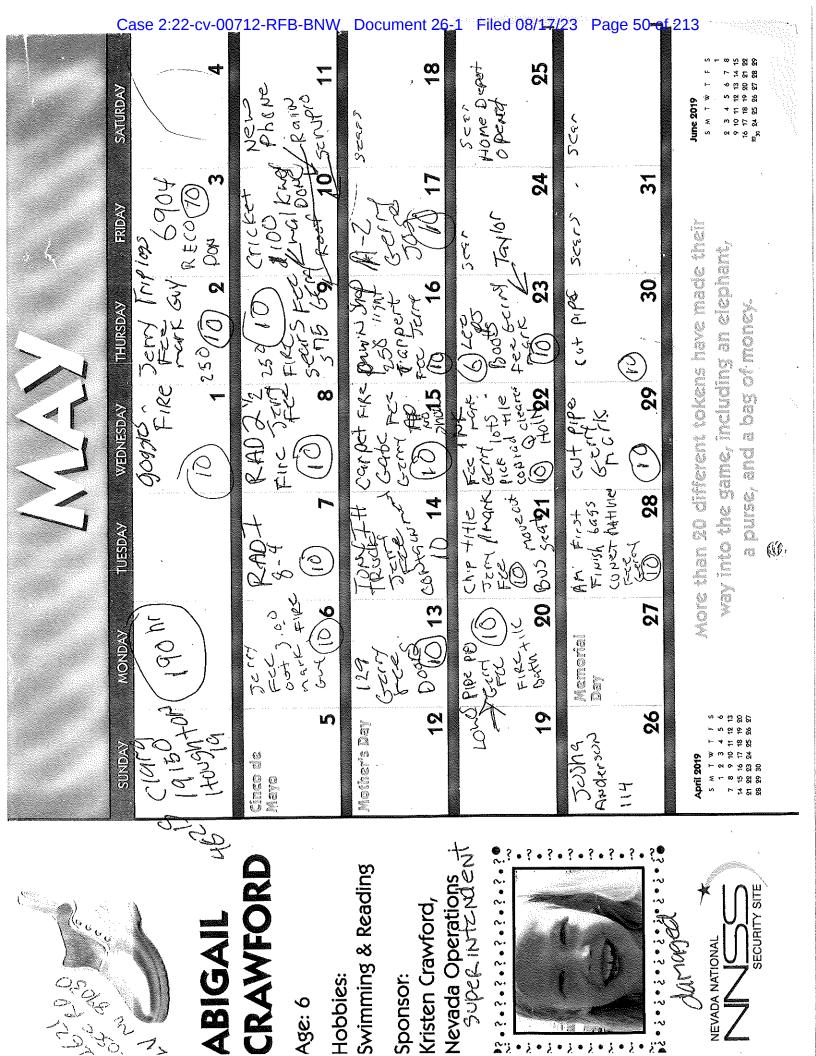


ALEXANDRIA BUCY Age: 16 Hobbies: Volleyball & Music

Sponsor: Debbie Mavros, Compliance



SECURITY SITE NEVADA NATIONAL



Case 5:55-cv- TUESDAY WEDNESDAY THURSDAY FRIDAY SATURDAY SCARG	2) PHS (O) MIGG! SCAN SCANS SC	10 (b) 11 (b) 3+1+16 CUTP/PE 5-CECS SCORD SCORD NIGHT FREE GROWN NO PERCOND NIGHT 12 (10) 13 14 15 mm	hallway '12 -> PIPE (Summer See Scars) hallway '12 -> Prechyce Presing DAF Ebin viled 7 Fee 1918 (10) 19 1/2 20 Fren 21	124 5-5:30 window (2) bolled read scars 124 25 FEE (2) FEE (2) FEE (136 hr)	The three most-landed-on properties in the smith of smith is smith in the smooth same are lilinois Avenue, 1890 1990 1990 1990 1990 1990 1990 1990
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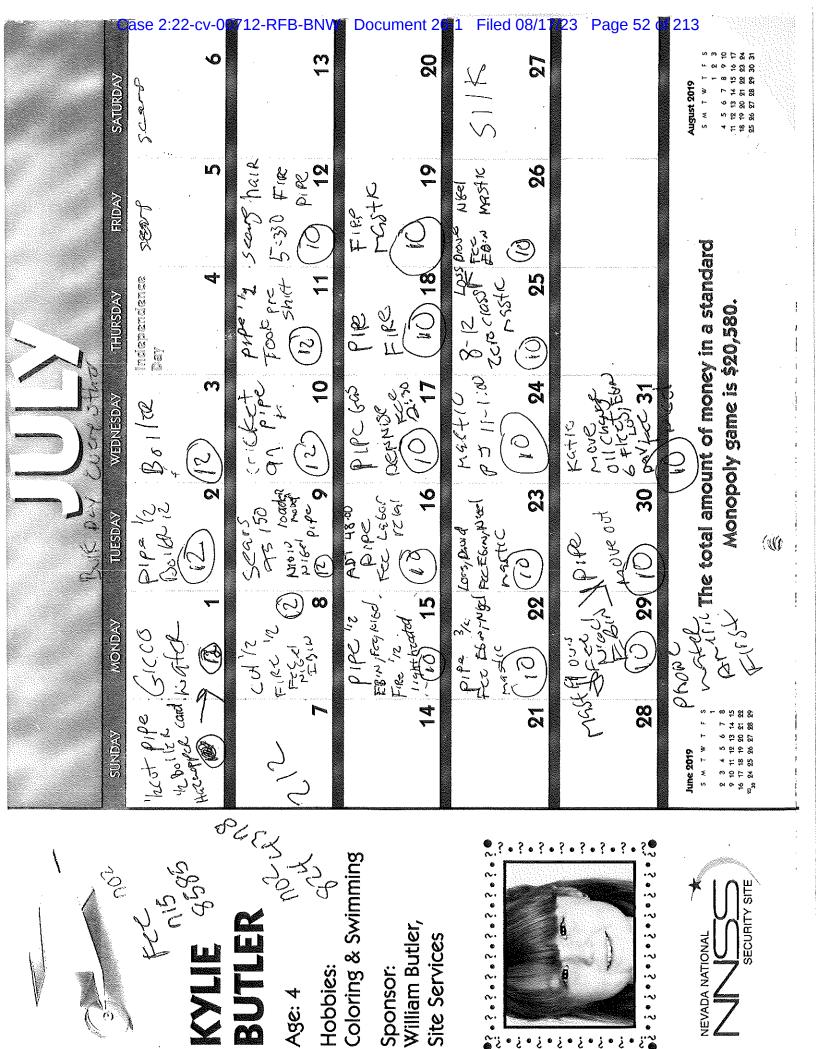
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Ballet, Swimming & Writing

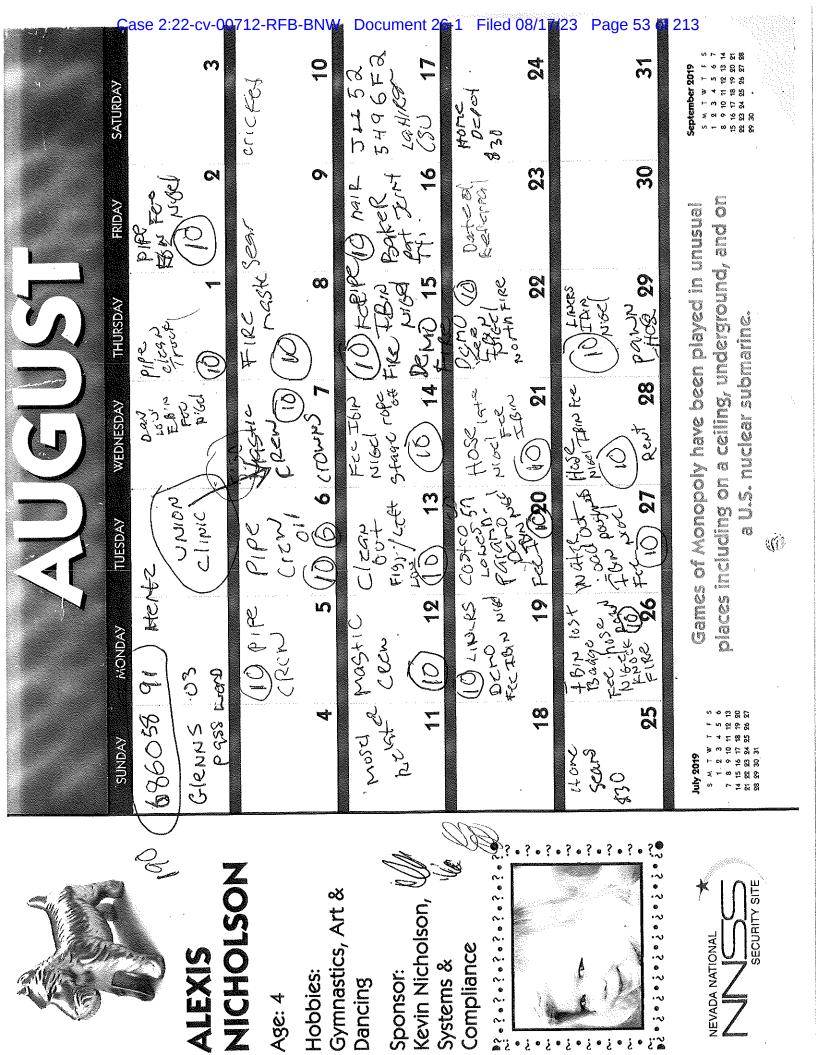
Sponsor: John Istle,

John Istle, Software Engineering





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Swimming & 002

Hobbies:

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Family Time 1945

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SECURITY SITE **NEVADA NATIONAL**

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Document 26 Page 56 of Overt Blood O O 23 30 SATURDAY 143 Augic boot ULA Trionse rave Hay with Fruster 00 L 22 29 10t ROSen f1 (ter. **FRIDAY** You have a 64% chance of landing on one of the Pre Go Railcads each time you go around the board. (PD) 2 4 82 Sunisine leo THURSDAY DOTMS Jours 60 Q 20 T Z 3 27 -3c WEDNESDAY DOORPS 5457.2 Scape ? (H) RáCO 150 CO. 12 / 10 9 9 Ŋ 56 Keycable Talk 700 TUESDAY 10 cmad TOB 一つのとう Dorns C E なけずられ 25 1307 E MONDAY Aminort 7 (20) 0 Varings Ends 3 24 120 SUNDAY October 2019 **30条** ヤー ~ 4 2 8 P.S. 808p

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Mechanical/Fire/

Terry Sirin,

Sponsor

Swimming

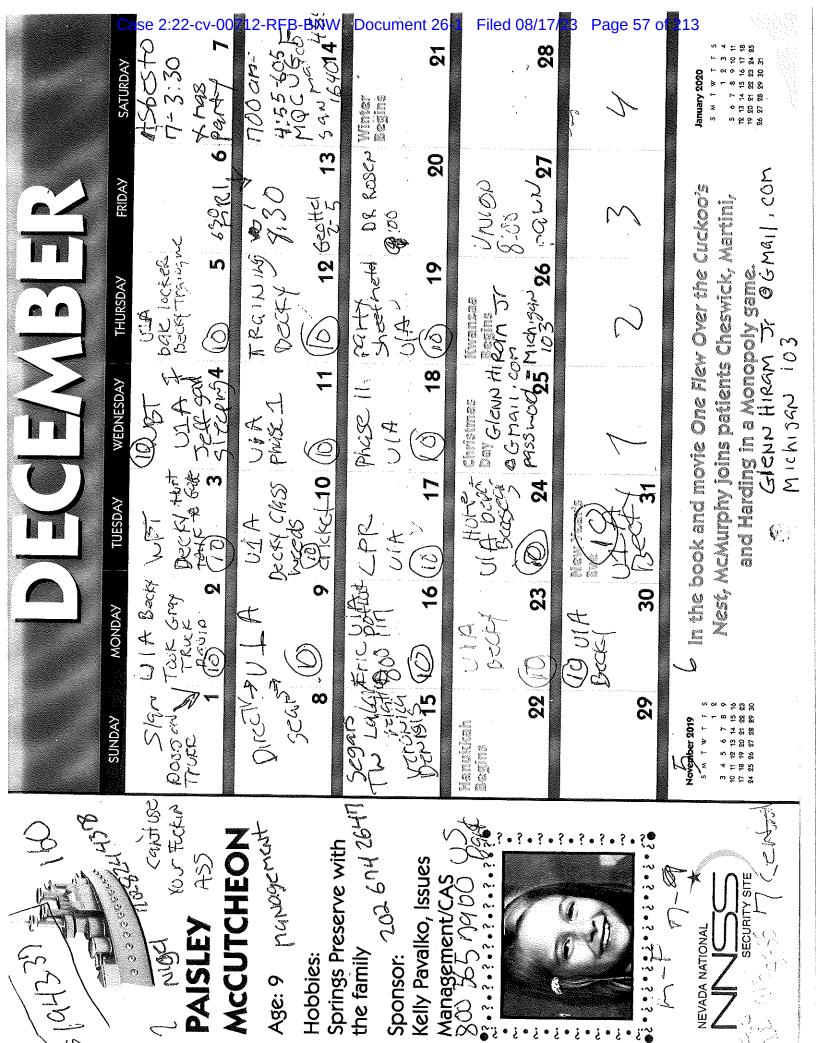
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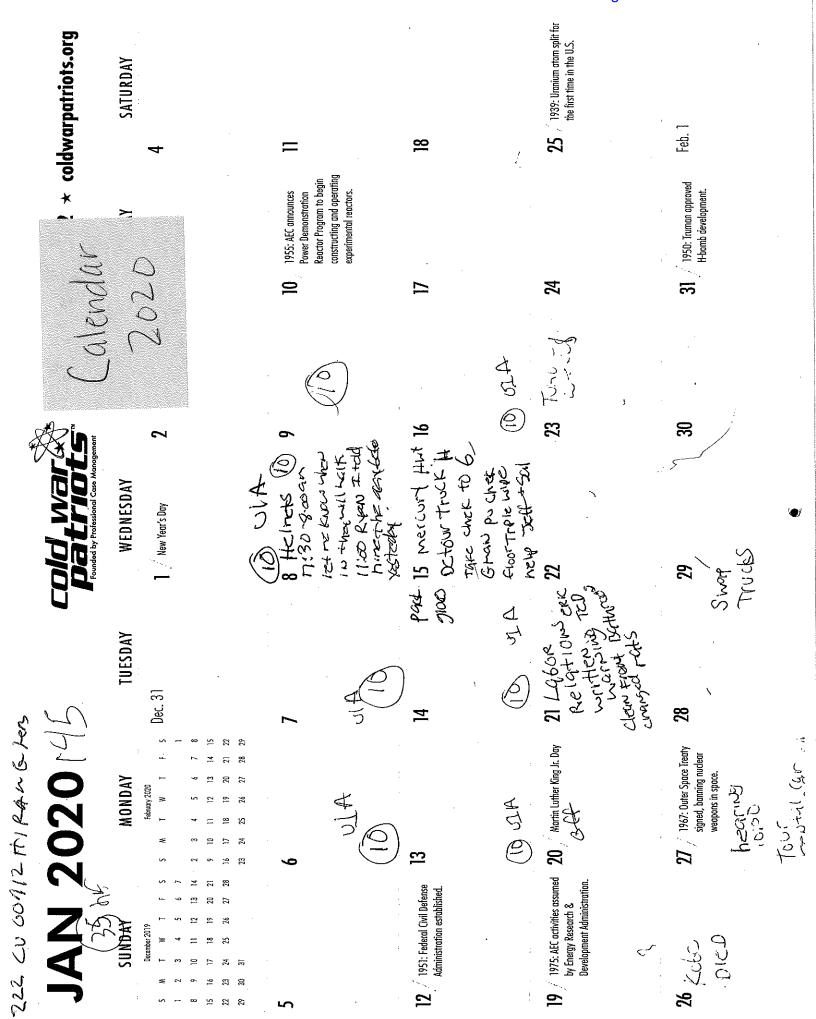
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2 Groundhag Day



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SUNDAY JOHNSON 2020 T W T F S 1 2 3 4 7 8 9 10 11 14 15 16 17 18 21 22 23 24 25 28 79 30 31	MONDAY March 2020	TUESDAY Jan. 28	WEDNESDAY Jan. 29	THURSDAY Jan. 30	FRIDAY Jon. 31	SATURDAY
y nos recei e of Hanl mium.		4 1945. Yolin Conference meeting of the "Big Three."	5	9	7	. &
	01	F	8:30 00 med	<u>د</u>	14 / Valentine's Day	
	Presidents' Day 1943: Construction begins on Y-12 in Ook Ridge, TN.	10 me pe weed	19 most	20 cant 6= gonc aldge	21	22
(A)	0 ₹	25 FM OF CH 26 AST Westnesday	4 Au \	دیاطار روج ت تا	28 / 1954: "Shrimp" device thermonuclear weapon test successful.	29
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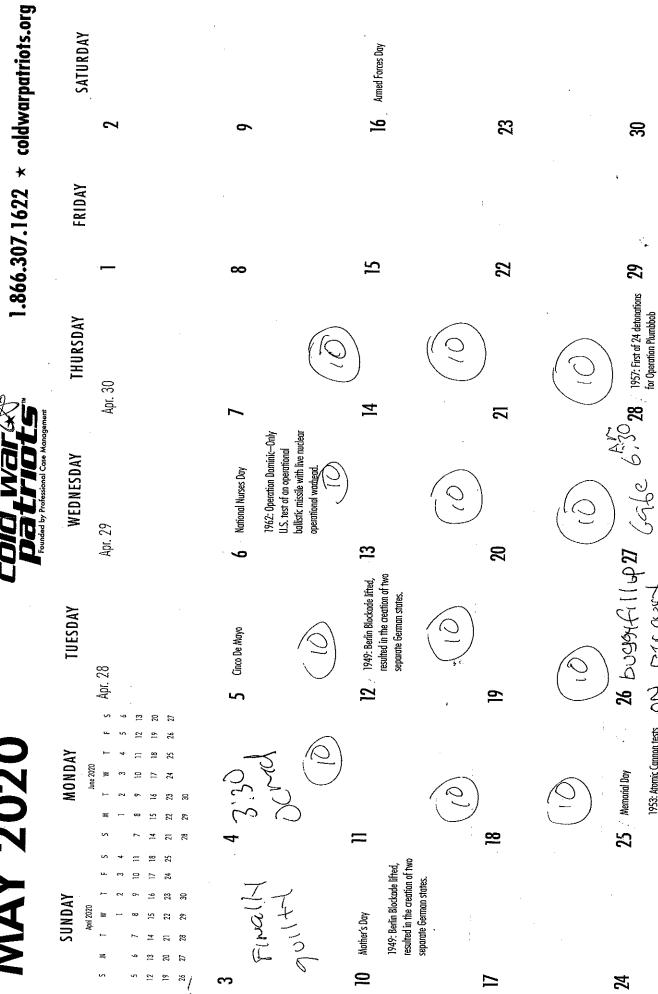
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nuclear test at Nevada site. Gabe - (] てるらら 20 1953: Atomic Cannon tests at Nevada Test-Site. 3

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TUESDAY

MONDAY

SUNDAY



1950: The AEC begins construction of the Poducah seous Diffusion Plant.



a search warrant and raided 6 1989. FBI served DOE with

SATURDAY

FRIDAY

THURSDAY

Rocky Flats facility due to

unsafe conditions.

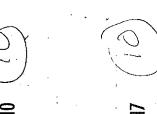




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Chucks # 1200





14 Flag Day

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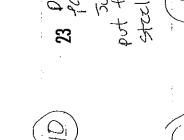
arriving in West Berlin.



First Day of Summer

77





22

21 Father's Day











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1955: Агса, Idaho becomes the first town powered by a

12tcnt/onally LY 202(

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SATURDAY

FRIDAY

THURSDAY

Independence Day



COULD CLOST WEDNESDAY TUESDAY

June 30

MONDAY

SUNDAY June 2020 rossroads" was the first public lemonstration of America's

nomic arsenal.

1962 818 201 Ac portmont inspection 85

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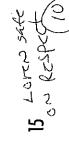
1951: Ground was broken on the first building of the Rocky

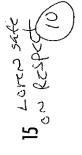
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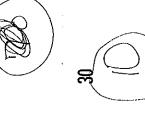
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nuclear explosion.







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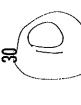
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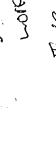














JG 2020







SATURDAY

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THURSDAY

WEDNESDAY

TUESDAY

MONDAY

SUNDAY July 2020

September 2020

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July 33

July 30

July 29

6 1945: U.S. drops 20 kiloton

"Little Boy" atomic bomb on Hiroshima,

detonations of nuclear weapons

Costinespare 1963: Limited Test Ban Treaty signed, prohibiting all test

> 1977: President Corrersigns the Department of Energy

7 1939: Einstein warns Roosevelt that Germany is developing an

115.00

Organization Act.

PRACTUSS except underground.



13 1961: East Germany begins construction of Berlin Wall.

12 Day 1

the AEC to conduct alternate 7971: Congress authorized

10 Drive

9 1945: U.S. drops 22 kiloton "Fat Man" atomic bomb

on Nagasaki.

energy research projects.

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18 DR ROSEN

7 1896: General Leslie

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Groves' birthday.

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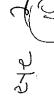
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27 1958: Operation Argusy First

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in outer space.













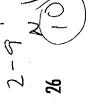




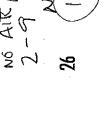






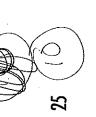




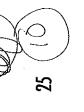




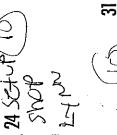


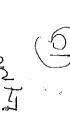


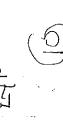




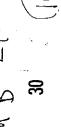


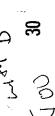






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SATURDAY

MONDAY

SUNDAY

August 2020

1942: Groves selects Oak Ridge, TN as pilot Manhattan Project site and purchases 52,000 acres.

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27 🧹 Yom Kippur Begins

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1.866.307.1622 × coldwarpatriots.org 846 2020-03524 **26** 213 1185 3030 FRIDAY Chart Patriots Day 0d. 2 <u>∞</u> 851 1942: The first day of the Manhattan Project. truck in Flect *095632 iooked at THURSDAY Constitution Day NBIB paparust 1992: Last of 1,032 nuclear tests conducted by the U.S. WEDNESDAY 20x08to (0120) 8 . 994 10,30 16 23 LVAC FIRE TUESDAY 8 P. COLT Call EPT 2020 8944 21 11 Har Po pot mora ~ 3

B Reactor at the Hanford site 1944: Construction on

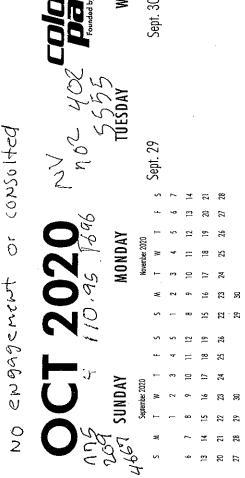
was completed.

1945: Norris Bradbury succeeds Oppenheimer as director of the

16 work

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Los Alamos facility.





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twice a year - first Saturday in

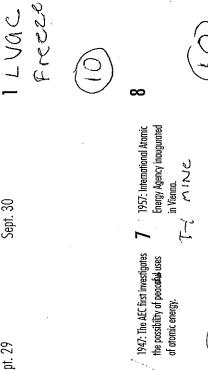
April and October.

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Trinity Site open to the public

SATURDAY

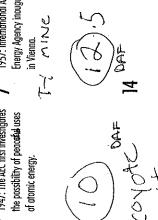
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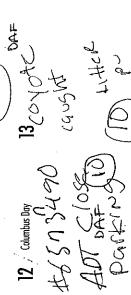


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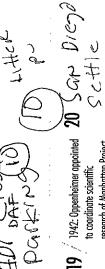
1974: President Ford signs

Energy Reorganization Act, thereby closing the AEC.

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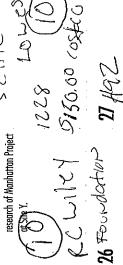


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21 1939. First meeting of S-1 Uranium Committee. Later

evolves into Manhattan

51/11ca 1-2



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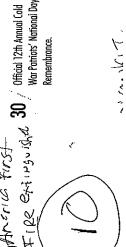












multi-megaton bamb tested.

War Patriots' National Day of

29 Anorica First 6:30-5.30

-5,30

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Description Case Management 1.866.307.1622 * coldwarpatriots.org	WEDNESDAY THURSDAY FRIDAY SATURDAY	2 7 1942: Femi produces first 3 nuclear chain reaction.	tower's 9 10 Hanukkah Begins 11 12	16 17 18 Hanukkah Ends 19 Roff Sel(23 24 Christmas Eve 25 Christmas Day 26 Kwanzao 1944: First "official" batch of finadiated fuel elements from Harford B Reactor was processed.	November 2020 Innover 2020
Founded by Professional Case Mai	TUESDAY WEDNESDAY	1950: Kentucky Ordanace Works 2 , 1942: Femi produces first site in Paducah selected for new nudear chain reaction.	1953: Dwight D. Eisenhower's 9 "Atoms for Peace" speech.	91	23	Š
7070	AY MONDAY	f he of Nov. 30	For tor	MDBW 15 Great About	21 22	30
7	SUNDAY	Nov. 29 Linst he at Forgot Horself	6 rectives Fric Pat Julian 8:00 Tulian 8:00 Ac aid it for A nead court	13	· 20	0.7

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JANUARY 2020

Calendar

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INTERCECTAL Sant-All-Anada

T BEKER

D PRULLY Author

4 Rock Street as, NV 89146 (02) 458-4440 (0) 452-4362

TOMMAY WHITE Business Manager Secretary Treasure)

DAVID "MCCUNION" MCCUNE President

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"BIG LOU"
DESALVIO
Recording Secretary

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WALDEN
Executive Board

MIKE DASHAR Executive Board

CHELST TORKE

Executive Boan

JOE DELUCCIA Sergeant-At-Arms EDDIE RAMIK<mark>S</mark>

MARCO ERRANDEZ
Vice-President

2345 Red Rock Sirke Les Veges, IVV 83146 Phone (702) 452-4440 Fax (702) 452-4440

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DAVID PRUIT

Audior

HENRY BAKE

Auditor

MARCH 2020

FEBRUARY 2020 S M T W T F S

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CHELST TORRE SEDER SERVICES HENGY BAKER Creative Board DAVID PRUIT MCIMON MCCINE MCCINE PESTEN RECEIE WELDEN 28 **~**|4 14 21 7 SATURDAY (Y) 27 13 20 ဖ FRIDAY 26 \sim 12 S 19 First Day of Spring THURSDAY d 5 かめむ WEDNESDAY 18 25 (6) 4 24 ന 31 TUESDAY St. Patrick's Day 5 40 16 30 23 2 တ UNION MEETING MONDAY 9 45 Laborers Local 872's 83rd Anniversary 15 22 29 ∞ SUNDAY Start Daylight Savings

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Par (702) 452-4282

INTERNOTIAL L'AN
Laborers Local 672 Contractual Holiday

MAY 2020 progress

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TOMMY WHITE Bismess Manager Secretary Treasurer

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2349 Red Xock Sprei Les Veges, NV 89146 Phone (T/2), 452-4440 Fax (T/2), 452-4262

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DAVID PRUITA Audior

HENKY BAKER Auditor

CHELST TORRES Executive Board

MIKE DASTINA Executive Board

ARCHIE WALDEN Executive Board

"BICLOT"
DESIMIO
Recording Secretar

JOE DELNICOLE Serceant At Arms

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JULY 2020 SEPTEMBER 2020

			TOWNER WHITE Suspess Manager Secretary Treasurer	*MCCINE B President B President B MARCO	HERNANDEZ Vice-President O "EIGLOU" DESHIVTO	Recording Secretary	Executive Roard S	CHERN PORRES	joe Detuccia	EDDIE KAMIREZ Audiot	HENKY BAKTER, Auditor	DAVID PROITTY	2345 Red Roct Street Las Veges, NV 89146 Phose (702) 452-4440	For (702) 452-4252
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DRVID "MCCINKO MCCIIND President

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RECORD VALUE

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S M T W T F S NOVEMBER 2020 S M T W T F S SEPTEMBER 2020

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CONTRACTOR

DECEMBER 2020 SATURDAY OCTOBER 2020 -::11 ဖ 13 27 Family Day
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Executive Board

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Executive Board

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DAVID PRIM

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TOMMY WHITE Besides: Manager Secretary Treasurer

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MARCO HERNAMDEZ

PECTOUS DESERVIO

MCDROON MCCONE MCCONE President

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2345 Red Rock Smeet Las Vegns, NY 39146 Phone (XIZ) 452-4440 Par (XIZ) 452-4252 EDDIE RAMIREZ HENRY BAKER DAVID PRUIT HELSY TORRES OF DELICCIA TOMBNI WELL DAYED

PACUNION**

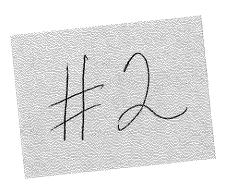
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President MARCO ergeont-At-Arms MILE DASTIVE Executive Board Business Menager Serretary Treasure lecording Secreta "BIC'LOU" DESELVIO Executive Board Executive Board Ace-Presiden ARCHIE WALDEN Auditor TAXAS I SMTWTF 4 95/010/05/5 IRNUARY 2021 26 12 6 First Day of Winter SATURDAY Kwanzaa Begins Crest 11 Laborers Local 872 Contractual Holiday New Year's Day Laborers Local 872 Connectual Holiday 25 18 Chanukah Begins rumors SMTWT FRIDAY Christmas Day 2 portsono 3 sprisad Hisar arta La (se chames, Michigan # 1841 20203 1201 Jan 16,202 0万多人 24 31 hiding is TUESDAY WEDNESDAY THURSDAY New Year's Eve 550 Christmas Eve 出。 1-1497 P95566 Part 4069 And 124 9 410755 16 340856 Baky 23 N8156 29 5 30 30 となってある。 7245 RICKY GALLEGUS CEMBER TO2 SOL- 1171 SA 12 22 Fiec Drill 8 200 Pearl Harbor Remembrance Day(21 UNION MEETING MONDAY Soins Jodge 13 Las hidingin crplogability SUNDAY Hiren and John T Bathroom perce wed 10 2

While Roberta was my foreman, she would not allow me to go and get my boot voucher

After Roberta was told by labor relations that she was not my foreman, and that she does not tell me what to do, she had total disregard for . She entered my office and put a hand written work schedule on my desk anyway.

U1A



Inability to complete household chores and yard work comfortably

working in pain while walking working in pain while riding in vehicles with high elevation

HARASSMENT

Steve Liewelyn accused me of stealing buggy from operator

How do you fuel the buggy?

Chris Wright questioned me about the buggy because someone told him they

Saw me driving the buggy up Mercury highway to the gas station

My first day at U1A Roberta was training me and used Verbal abuse language when she found out I needed training and could not help her with the work task at the end of the day.

Asbestos Removal Dates:

Monday, November 19, 20, 21, 26, 27, and 28, 2018, and December 26, 27, and 28 2018. Monday, January 7, 2019 I was told the truck was ready for pick up after lunch. I was without an ADA accessible vehicle for over four months upon returning to area 6. Why was the truck that was originally assigned to me, and ADA accessible taken away from me?

Continued asbestos work throughout January 2019- September 12, 2019 However, June 17- July 2019 it was mentioned once again that my truck would be taken, and I would have to ride in a truck that was not was not ADA accessible with three other laborers.

(this strenuous scope of work activity worsened my medical condition)
5 feet deep, walk down uneven rough terrain, back breaking, knee pads, harassed about the length of break time that was being taken when temperatures were over 100 degrees or more while in a full face respirator and tyvek time and location as to when and where you could take your break where we could was

Also, during training Roberta communicated with me in an unprofessional manner, displayed an hostile/disrespectful attitude with actions as well as verbal abuse. She did things like opening/slamming the truck doors when she got in/out, hostile language directed to me when she said, you have to stop, because you are not trained to be on the job, you can't even move a chair, you're no help to me, I can't use your fucking ass then.

Tuesday, December 3, 2019 reported incident involving Roberta to Gabriel Kline in Labor Relations. See comments from Dec 2, 2019

Wednesday, December 4, 2019 Jeff Presser accused me of sleeping in the laborers break room

Monday, December 16, 2019 Investigation was held in Labor Relations about me being accused of sleeping in the break room

Tuesday, October 29, 2019 follow up appointment in occupational medicine in Mercury and still on light duty and temporary assignments

Tuesday, November 12, 2019 follow up appointment in occupational medicine-Mercury and still on light duty I filled out an Employee Concerns form re: ADA/accommodations/U1A position, and less strenuous work

Wednesday, November 20, 2019 I received my pay stub along with a letter regarding workman's comp that was opened and retaped by someone other than myself.

Thursday, November 21, 2019 spoke with Angi Wolf and had discussion about the U1A position

Monday, November 25, 2019 was told by Angi Wolf that I would be moved to U1A starting Monday, December 2, 2019 questioned, did not have enough qualified workers

Wednesday, August 7, 2019 reported to Union Clinic for pain in groin

Monday, September 17, 2019- October 9, 2019 set up and worked in 20-N which required me to walk up a steep hill incline which was a clear violation to my ADA accommodations. I did what I was told in fear of losing my job.

Thursday, October 17, 2019 I was moving some furniture into my truck, after that I was Doing recyclables and in between projects, I felt a sharp pain and discomfort in both groins. I was taken to Mercury occupational medicine, and from there, I was taken to Centennial Hills EMS.

Monday, October 21, 2019 I reported to occupational medicine on Losee Road and was cleared to go back to work on light duty Wednesday, September 12, 2018 is the first communication I have received about my truck. My general foreman, Gary Gonzales (gf) informed me that I had to switch trucks and take another laborers truck (Donald Umphenour) whose truck was not ADA accessible. I was told that they would put step boards on the that I would get.

Meanwhile, I am still driving the cargo van.

Thursday, October 4, 2018 the switch has been made. I am finally driving Donald's truck, which is not ADA accessible.

Mid November 2018 Gary Gonzales (gf) told me to go to fleet in area 6 to get the step boards installed on the truck. Once I arrived at the warehouse department in area 6 I was told that the step board order was not there, and go to fleet in Mercury. That's where I dropped the truck off. The truck stayed there in Mercury until January 7, 2019.

Thursday, August 23, 2018 Taylor Andrews from Labor Relations came to the Fleet shop and told me to report back to area 6 construction for Monday, August 27, 2018 without any explanation

August 27-August 31 2018 reported back to Area 6 construction per Taylor Andrews instruction. I asked Gary Gonzales my general foreman (gf), where is my truck? He said it was being used in the field, and that you were being assigned to a cargo van until further notice. I replied, they need to speed up the process because this isn't going to work for me. The cargo van had high step-up access and rough bumpy suspension. It was not ADA accessible but was still assigned to me.

Tuesday, September, 4 2018 I called Angi Wolf from the batch plant to talk about getting my truck back that was ADA accessible.

Tuesday, September 11, 2018 talked to Gabe In labor relations about getting my truck back that is ADA accessible. Meanwhile, I am still driving the cargo van.

June 2018 New Truck was provided to me with the ADA accommodations I needed per request by Angi Wolf

July 26, 2018 during my travel with Gary Gonzales (GF) from the Nevada National Security Site (NNSS) to Losee Road, my GF told me that I was being transferred to fleet and that it would be a job that I could retire from, and to report to Fleet Monday morning July 30, 2018. After arriving at Losee Road, I proceeded to my medical provider to have him fill out the job accommodation questionnaire. Once the paperwork was completed, I gave it directly to Angi Wolf in Staff Relations

July 30, 2018 transferred and first day in Fleet, Charles C.J. Carter, my new labor foreman described me as being limited and on light duty (that description is not what my medical documentation states)

LUUI - THE WILLIAM

July 20, 2017- July 27, 2017 placed at Losee Road location to fill in the job duties for Hector who only worked in the shop area in building A1 on light duty. In addition, I was forced to do a second job that required more physical activity, as well as being on a different charge number from another work package. When a job requires two different work packages, this means, there should have been another laborer assigned to cover that work package because I can't be in two places at the same time. It is known that Hector works specifically on one job assignment. (unfair labor practices, bullying, and discrimination)

June 12, 2018 CP Hill Gary Gonzalez made comment to Don about working too slow

June 13, 2018 ADA Interactive process

June 14, 2018 Gary Gonzalez made comment in front of Dennis the BA about me being slow putting on my personal protection equipment (PPE)

Timeline/OTHER

February 9, 2016 official start of application/paperwork for new hire at Losee Road for NESTEC/disclosure of right hip replacement on medical section of application with no restrictions

March 2016-April 2016
Construction superintendent Gary S, at building #129. Excessive name calling of other employees, specifically about laborers to other crafts over the speaker phone (hostile work environment, discrimination/derogatory and rude comments about laborers)

A moved from DAF to maintenance (June 2016)

U1A briefing, December 15, 2016, and worked periodically throughout 2017 on the U1A project

July 10, 2017 worked in fleet

July 2017 Mike was moved to fleet

- 7. A positive outcome to my concern would be that my ADA and accommodations are taken seriously, treated with the utmost respect, and to stay on less strenuous jobs. I have worked as a
- 8. Angi Wolf, Gabe (Labor Relations) Mike Floyd (Supervisor over Asbestos), Raul (Area 5), Gary Gonzales

violated The Americans with Disability Act Laws, Privacy Act Laws, as well as HIPPA Laws.

How many more people? and how many more times? did the person that told Anthony Davis about my ADA, and Anthony Davis himself continue to spread my confidential health information?

6. I am requesting that this investigation that will take place will address the issues and concerns about the procedures, policies, and or advancement opportunities that were used to fill the U1A job with a laborer with less experience, qualifications, and less time on the job than I have. In addition, I am also requesting that this investigation will be one of truth, fairness, and integrity. Finally, upon completion of your investigation, I am requesting to have the report provided to me in writing.

Telations representive Contractor Filed 8/17/2/M Page 85/19 25 apport and Test Services for the Neuada National Security Site ON Losce Rd., in North Las Vegas. I have questions and concerns about the procedures, guidelines, etc. that were used to fill the U1A position with a laborer with less experience, and less time on the job, than I have. Why wasn't I offered the position for this job? Once again, this is another missed apportunity for me to move, and advance to a less strenuous work environ-Ment, that was dearly open in UIA. Ignoring My request was unfair, unethical, and disrespectful why wasn't I given an opportunity to at least be considered for the job position that was filled in UIA? Why? Picasc provide reason(s) in writing

1.

I am Hiram Glenn Jr., and my position is a Laborer II. At the end of December 2019, my fourth calendar year here at NNSS will be completed. I am submitting this written complaint regarding the U1A position that I put in a request for when talking to Angi Wolf, who is the staff relations representative contractor for Mission **Support and Test Services for the Nevada National** Security Site on Losee Road, in North Las Vegas . I have questions and concerns about the procedures, guidelines, etc.. that were used to fill the U1A position with a laborer with less experience, and less time on the job, than I have. Why wasn't I offered the position for this job? Once again, this is another missed opportunity for me to move, and advance to a less strenuous work environment that was clearly open in U1A. Ignoring my request was unfair, unethical, and disrespectful.

Why wasn't I given an opportunity to at least be considered for the job position that was filled in U1A? Why? Please provide reason(s) in writing

2. I am reaching out to you/your office for help to get the reasons why

I am Hiram Glenn Jr., and my position is a Laborer II. I am submitting this written complaint because I want questions and concerns clarified regarding policies, and or procedures that were used to place and advance, a laborer with less experience, and less time on the job, to a vacant laborer position in Fleet, which is located in U1A, Area 6. This was a position that I had requested to be moved to. The nature of this request is due to my ADA, and the need to be accommodated on the job to perform less strenuous work duties. Why was my request ignored and denied? My immediate supervisor, as well as Angi Wolf, who is the staff relations representative contractor for Mission Support and Test Services for the Nevada National Security Site on Losee Road, in North Las Vegas, were well informed and aware of the nature, and severity of my ADA. In addition, the confidentiality and rights that I am due, should have been protected. Instead, they were treated in a thoughtless, and unfriendly manner here at NNSS, and In accordance with the Americans Disability Act, and Privacy Act Laws, this is a clear violation to my Rights for confidentiality.

Vehicle

Two paid through lunches a week Boot voucher Seating on the bus Training

Annual physical

Reprimand for going to retake a required annual physical

Job assignments

Facility keys

Not allowed to work overtime

Email/document sent to IH describing where you could take your lunch

PERSONAL INJURY

Severe bilateral hip injury

Can't sleep on either side

Can't ride for long periods of time comfortably

PAIN and suffering

Sexual performance

Unnecessary stress on the job

affected my ability to drive my daughter to and

from college

Present and future medical compensation

AMERICAN DISABILITIES ACT/VIOLATIONS Working in trenches 5 feet and deeper Wrapping asbestos pipes on my knees Climbing steep hills in area 20

FAILURE TO PROMOTE Not offered job in U1A mining ADA/age

WAGE AND HOUR Two paid through lunches a week

RETAILIATION Write up (sleeping on the job) Roberta was made foreman over me at U1A Filing a employee concern **ADA** accommodations paperwork Verbal abuse

DISCRIMINATION AND UNFAIR LABOR **PRACTICES**

WHAT HAPPENED WHEN THESE OFFENSES OCCURRED? WHAT DID YOU DO? WHO DID YOU TELL? WHAT DID THEY DO?

RACIAL INEQUALITY

FRUSTRATION

CHALLENGING TIMES

CALLED OUT RACISM AND INJUSTICE WHENEVER IT HAPPENED

FAIRNESS AND CHANGE

DISCRIMINATION OCCURRED FREQUENTLY

COULD NOT PREVENT DISCRIMINATION FROM HAPPENING

DISCRIMINATION CONTINUES

EMOTIONAL STRESS CAUSED BY WORKPLACE DISCRIMINATION

PHYSICAL STRESS CAUSED BY WORKPLACE

PHYSICAL STRAIN

PSYCHOLOGICAL CHALLENGES-COMMUTING

EXAMPLES OF NOT BEING TREATED THE SAME AS OTHER LABORERS ON THE JOB

CHARACTERIZED AS BEING A SLOW WORKER

CU CONIL HIRAN GIZNIN

2

222 CU COSC 2122 cv-00712-FVPB-BNWV / TOWN Ment 26-1 Filed 08/17/23 Page 102 of 213

CONTAINS SENSITIVE PII AND INFORMATION SUBJECT TO THE PRIVACY ACT

Mission Support and Test Services, LLC (MSTS) Electronic Medical Business Operations System (EMBOS) NNSS Occupational Medicine (P1/PRD v4.16)

Fitness For Duty Evaluation Report

Printed On:

02/12/2020 10:00:55 am

Page 1 of 1

Patient: GLENN JR, HIRAM

Service #: 993062

Employee ID: 297263

Description: Fitness For Duty Evaluation

Work Phone: (702) 295-3493

Service Date: 02/12/2020

Organization: Mission Support and Test Services

Status: Completed

Provider: KUO, WEI H

Re-Evaluation Date:

Provider Comment:

			SOMMENDATIONS
	PERMANENTR		

Type	Description	Start Date	Stop Date	Source	Action
Temp	other Bend, lift, twist, stand, sit as tolerated.	10/21/2019	02/12/2020	Occupational Injury/Illness	Reviewed
Perm	other Bending, lifting, twisting, standing, sitting as tolerated and operate low entry vehicle only with one-foot high step.	02/12/2020		Occupational Injury/Illness	Created
KUO, WEI H		M		- 02/12/2020	

Provider Name

Provider Signature

Date

2 22 CV OOX\$62:224000712-RGB/BNW/ Document 26-1 Filed 08/17/23 Page 103 of 213

CONTAINS SENSITIVE PII AND INFORMATION SUBJECT TO THE PRIVACY ACT

Mission Support and Test Services, LLC (MSTS) Electronic Medical Business Operations System (EMBOS)

NNSS Occupational Medicine (P1/PRD v4.17)

Fitness For Duty Evaluation Report

Printed On:

11/25/2020 12:20:59 pm

Page 1 of 1

Patient: GLENN JR, HIRAM

Service #: 1114052

Employee ID: 297263

Description: Fitness For Duty Evaluation

Service Date: 08/10/2020

Work Phone: (702) 295-3591

Status: Completed

Provider: KUO, WEI H

Re-Evaluation Date: 02/10/2021

Provider Comment:

Duty Status: FULL DUTY

MEDICAL RECOMMENDATIONS

Description Type

Start Date

Stop Date

Source

Action

Perm

other Bending, lifting, twisting, standing, sitting as tolerated and operate low entry vehicle only with one-foot high step.

02/12/2020

Health Evaluation

Reviewed

KUO, WELH MD

Provider Name

Provider Signature

08/10/2020

Date

Denial of regsonable accompodations 222 ev oon12

breach of medical confidentiality

Tob assignments, training, fring # # # # # Transmalle accommodation enjoying benealths and privilege

informed the employed that an accommodulus. Il be needed slightly increased risk because of fears in the future compensatory dangges (emotional pain and softering punitive dangges (damages to punish the employed Made whole (in the condition he would have been but for the discrimination.

Meeting Held of Red Rock about Labores against each other missed overtime only construction Labores were there all Laborers should have been there.

Taking truck caused worrying and wondering why?

EXPLAIN/LIST SITUATIONS

NAME THE PEOPLE AND THE SITUATIONS WITH DATES OF PEOPLE
DISREGARDING AND NOT COMPLYING WITH MY ADA
ACCOMMODATIONS

EXPLAIN/LIST SITUATIONS
DISREGARDED/DISRESPECTED, AND USED DISCRIMINATORY
MEANS/METHODS TO DENY/OVERLOOK MOVING ME TO A JOB
THAT WOULD BE LESS STRENUOUS, EVEN WHEN POSITIONS
EVERYONE KNEW WOULD BE COMING OPEN.

EL00-KS-20-0016 Parsonna Russell Page 3 of 12 November 9, 2020

retaliation (4) harassment.² The company has thoroughly investigated all of these claims and determined that none of them have any merit.

4.1.2 4.1.3 41.4 M Public SPIGN OF motionor Peeling efaned

WHENTIM Auctin found Mr. Glenn claims he was discriminated against, retaliated against, and harassed because of his out that hy disability, in violation of The Americans with Disability Act of 1990, as amended. As explained ADA was herein, Mr. Glenn did not suffer any discrimination, retaliation or harassment due to his perpent he was pt engagement in the ADA or because of his disability. The history of Mr. Glenn's ADA happy he did everythm accommodation process will show that all of his rights were respected and all MSTS obligations make my life were fulfilled during the process. MSTS engaged several times over to ensure it was properly hard (took accommodating Mr. Glenn. Rather, Mr. Glenn's claims are a manifestation of his discontent with the truck, the necessary and reasonable way his disability was accommodated. The position Mr. Glenn was was bet heppe hired for requires a large amount of physical and strenuous activity. Mr. Glenn's ongoing requests I cane bad for the less strenuous assignments, lower vehicles, and changes to work assignments necessitated to 6, cat certain changes so that Mr. Glenn was physically able to safely complete the essentials function of the Shof his Laborer assignments, with accommodation. MSTS properly considered and continued to hork, Mean reasonably accommodate Mr. Glenn, including his ultimate request for assignment at the Ula Person. AS long complex. Mr. Glenn can show no adverse employment action taken to support a claim. 15 To class have a AD It was ok to work the

1. MSTS Properly Accommodated Mr. Glenn

4.1.1 4.1.2

4

haracter

4.1.4

4.1.5

4.1.6

4111 4.1.2 On June 13, 2018, Mr. Glenn met with Angelica Wolf ("Wolf"), the MSTS ADA Coordinator, to request accommodations due to limitations related to a medical condition. Mr. Glenn stated that he needed to limit his strenuous activity and requested two more specific accommodations: a lower truck with a step/runner, and placement in a different assignment that required less strenuous activity. Mr. Glenn had previously worked in a shop at Area 6 and requested to work there again because he said that it was a less strenuous assignment. Wolf explained the ADA process to Mr. Glenn and told him she would begin engaging with management and his Labor Relations Rep ("LR Rep") regarding his ADA accommodation requests. Lastly, Wolf explained to Mr. Glenn that she may go through his LR Rep for any required ADA paperwork.3

On June 14, 2018, Wolf met with the LR Rep, Taylor Andrews ("Andrews"), and David Marshall Blame it ("Marshall"), the Labor Relations Manager, to discuss the proper handling of Mr. Glenn's request on Posch for accommodation. This request for accommodation required a coordinated effort due to the need he docort to comply with the Union agreement, as well as the varied work assignments, locations and work he quitter departments for the Laborers at the NNSS. On June 19, 2018, Wolf emailed Pusch explaining Mr. because they Glenn's requests, the ADA process, and Pusch's obligations to Mr. Glenn regarding maintaining spreaded my his privacy, along with a reminder about keeping the workplace free from retaliation. Wolf confidentiality and Show the chail.

² Mr. Glenn does not allege racial discrimination in the Charge; thus, MSTS objects to its consideration. However, Mr. Glenn does seem to allege facts in an attempt to support an allegation of race discrimination; thus, in an attempt to be thorough MSTS will, despite objection, also address those allegations.

³ See Exhibit 3

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- advised Pusch to temporarily accommodate Mr. Glenn while working together with Labor Relations and management towards a long term solution to his request. On June 19, 2018, Wolf also called Mr. Glenn to update him on the status of his request.
- On June 20, 2018, Wolf again called Mr. Glenn and discussed the details of his accommodations it was were request. On June 20, 2018, Wolf spoke to Timothy Austin ("Austin"), Pusch's supervisor and at the shop and adapt Pusch. The group determined that they were able to temporarily accommodate Mr. Glenn's request cause a by: (1) providing him with a lower vehicle; (2) giving him daily assignments with the least order hardship strenuous work available that day in their area; and (3) assigning 5 hours per week in the Area 6 the shop. All of the agreed to accommodations met his requests and preferences.
- On June 21, 2018, Wolf talked with Mr. Glenn confirming the details of the assignment to accommodate his restrictions and Mr. Glenn agreed stating "Fair start good with that." On June 27, 2018, Wolf emailed Andrews requesting he give Mr. Glenn his Initial ADA Accommodation Agreement for acknowledgement and signature. Mr. Glenn signed and returned the ADA Accommodation Agreement. In addition, in order for MSTS to fully understand Mr. Glenn's restrictions and requests, Wolf also sent an ADA Job Accommodation Questionnaire to be filled out and returned. 6 CONTRACT OF CONTRACT
- On July 12th through the 19th of 2018, while waiting for the ADA Accommodation Questionnaire to be returned, Wolf and Andrews preemptively discussed what laborer assignments could possibly work to accommodate Mr. Glenn's request for 'less strenuous assignments' on a more permanent basis. The discussions looked at several laborer assignments, mainly in Mercury and Fleet. Wolf and Andrews determined that an assignment in Fleet may accommodate Mr. Glenn.
- On or about July 27, 2018, Mr. Glenn returned the completed ADA Job Accommodation Mention getting Questionnaire to Wolf with his initial restrictions: "Unable to climb steep hills, can't run, unable to trenches lift 75 lbs., unable to get in truck higher than 3 ft. off ground with step ladder or step." The initial Boick of restrictions were permanent restrictions. Mr. Glenn was then quickly assigned to Fleet, in a T was labeled Laborer assignment with generally less strenuous duties and was given a vehicle that could as being on accommodate his 3 ft. vehicle height restriction. The horizon and no truck was given to me at stayed lower F250 super Duty) which hurt my stayed lower F250 super Duty) which hurt my
- On July 31, 2018, Wolf, and Andrews discussed how Mr. Glenn's assignment at Fleet was going that the and whether or not there was enough work for Mr. Glenn their full time and permanently. With Supervision, it was soon determined that there was not enough work for Mr. Glenn to work in that assignment on a full time or permanent basis. When I returned to Area 6 My truck was gone and never returned to this day. bullied

⁴ See Exhibits 3 and 4. For simplicity, only notable ADA documentation was provided. Additional ADA file notes or affidavit of the engagement process can be made available upon request.

⁵ The available work in the Area 6 shop totaled 5 hours of work per week.

⁶ See Exhibit 5 and 6.

⁷ See Exhibit 7.

2 2, 2 Case 222-00/00/12-14F19-1910 Condemon 26-1 Filed 08/17/23 Page 108 of 213

EL00-KS-20-0016 Broad 100k across complex was right in their faces the shop Parsonna Russell and Mercury had work. But they didn't want me to work at Page 5 of 12 these places. No undue hardship.

November 9, 2020

- On August 7, 2018, Wolf again continued the interactive process with Mr. Glenn and upper management to find what, if any, of the 'less strenuous assignments' for Laborers could meet his restrictions. Upper management was included to assist in a broad look across complex. On August 8, 2018, Wolf reached out to Mr. Glenn to confirm that his accommodations were being met, in which Mr Glenn said he was doing fine.
- On August 27, 2018, Wolf spoke to Mr. Glenn about moving back to Area 6 as an accommodation, and he began working that assignment in the beginning of September 2018. On September 11, 2018, Wolf again spoke to Austin to confirm the particulars of Mr. Glenn's restrictions and accommodations. During that time, Wolf periodically checked in with Mr. Glenn to ensure his accommodations were being met and he didn't have any other requests nor did he claim his accommodations were not being met.
- More than a year later, in September of 2019, Mr. Glenn reached out to Wolf and requested to be placed into a Laborer assignment at the U1a Complex. The U1a Complex is an underground laboratory consisting of horizontal tunnels, each about one-half mile in length. The U1a Complex is mined at the base of a vertical shaft approximately 960-feet below ground surface. One vertical shaft is equipped with a mechanical hoist for personnel and equipment access while another vertical shaft, about 1,000 feet away, provides cross ventilation, instrumentation and utility access, and emergency exits. Above ground there are approximately seven (7) construction type trailers and a large storage building within a fenced in area, approximately 1/3 mile squared. There is typically at least one Laborer assigned to U1a at all times to assist with construction, facility maintenance, as well as assistance with particular projects and/or assist subcontractors at that location as necessary.
- 41.1.1 Mr. Glenn explained that he believed this assignment was less strenuous than his current work assignment, and he was requesting placement in this assignment as an accommodation. During L1.1.3 October and November 2019 Wolf worked to determine if Mr. Glenn's request for placement in 4.1.4 Ula would allow for the accommodation of his restrictions and allow him to safely perform the essential function of that particular assignment. There was concern, and it was later determined, that Mr. Glenn's work restrictions prevented him from safely working underground ("down hole") at U1a because the emergency escape requires a climb up approximately 1,000 feet of ladder. If Mr. Glen could not climb a steep hill, he could not climb the 1,000 foot vertical ladder in the event 15 H 50 163 of an emergency or during emergency preparedness drills. Therefore, it was deemed unsafe for Mr. Glenn to work "down hole" at U1a. It was also determined that the required work for a Laborer downhole was often very strenuous, lifting heavy bags of shot create, cleaning the elevator shaft and assisting with heavy equipment utilized in mine excavation and constructing tunnels. Despite all of this, MSTS continued the interactive process for the U1a position to determine if enough Laborer work was available at the surface facilities to accommodate Mr. Glenn's request.
- Wolf also reached out to management in the other organizations that currently had Laborer assignments to see if there were any other assignments available that could accommodate Mr.

 Glenn's restrictions while allowing him to perform the essential functions of the assignment. This

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5,14

5.1.1

4.1.1

4.1.3

4.1.4

search was to ensure a thorough interactive process, with the hopes of finding a more permanent assignment for Mr. Glenn while confirming that his assignment was in fact the least strenuous of the assignments available. Wolf engaged with Ricky Tindal in Fleet, Steve Magdelenic in Mercury Maintenance, Dino Robinson in DAF Maintenance, Doug Frenette in Area 5, Jeffrey Presser in Area 6 Construction, Quinten Mayer in DAF Construction, David Rees in Facility Testbed Engineering and Julian Smith in U1A Tunnels. Wolf did an assessment with each organization regarding their Laborer assignments, advising that she was interacting to fully evaluate a request for accommodation.

Also in October 2019, while Wolf was engaging to determine if placement in the U1a would allow Mr. Glenn to perform the essential functions of the assignment safely, with accommodation, Mr. 4.1.1 Glenn was issued additional temporary work restrictions: No lifting over 10 lbs., no bending, lifting, or twisting, and the ability to sit/stand as tolerated.8 Wolf immediately stepped in to ensure the ADA process was followed and determined that Mr. Glenn could continue to be temporarily 4.1.3 accommodated in his current assignment. Throughout October and November, Wolf had several ,, J.10,1 touch base communications with Mr. Glenn to check in and keep him informed throughout of the process while trying to accommodate his request for placement in the U1a assignment.

As stated above, MSTS thoroughly evaluated the risks surrounding a positions underground at 4.3.5 U1A for Mr. Glenn; specifically, whether in an emergency that knocked out the mechanical lift, Mr. Glenn's accommodations would allow him to utilize the 1,000 foot ladder safely. After engaging further in several communications regarding transfer details and accommodations, MSTS determined that it could accommodate Mr. Glenn with an above ground assignment at the U1a complex. Since this was Mr. Glenn's preferred accommodation, this was the assignment offered to him. Wolf was advised by Sargent that Mr. Glenn could begin his role in at U1a performing above ground laborer work on December 2, 2019. On November 25, 2019, Wolf advised Mr. Glenn of his start date and on November 26, 2019, Wolf provided Mr. Glenn with a copy of the updated confirmation of accommodation. After the assignment began, Wolf periodically followed up with Mr. Glenn to ensure that the accommodation was still meeting his restrictions. On or about January 7, 2020, during one of these touch-base meetings, Mr. Glenn advised that the work is alright but mentioned that his vehicle appears to be higher than what he had in Area 6 and asked for assistance due to his vehicle height restriction. Although the vehicles were meeting the 3 ft. vehicle height restriction, Mr. Glenn still did not think the vehicle was working for him. Thus, a new vehicle was provided to Mr. Glenn (a Dodge), which Mr. Glenn still claimed was too high. Another vehicle, an F-250 was then provided, which Mr. Glenn also claimed was too high. At this point Wolf provided a second ADA Accommodation Questionnaire to Mr. Glenn to ascertain whether his vehicle height restriction changed because the vehicles provided met the current 3 ft. restriction. F-250 4x4 VS F-250 Super Duty extended ca6 #33790

⁸ See. Exhibit 8. Mr. Glenn also filed a worker's compensation claim at this time, claiming he was injured at work. His claim was denied and Mr. Glenn has filed an appeal - the appeal is currently pending.

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- On or about February 3, 2020 Mr. Glenn returned the second questionnaire, this time indicating that his vehicle height restriction had changed from 3 Ft. to 1 Ft. Using this information, Wolf worked with upper management to search for a vehicle which would meet this restriction. This included measuring the heights of all readily available vehicles at the NNSS. Ultimately, a golf cart type vehicle was identified as fulfilling the height requirement and allowing Mr. Glenn to perform the essential functions of his job (i.e., transporting him between the above ground buildings at the U1a complex). Mr. Glenn agreed to utilize the golf cart until another viable option appeared.
- On February 12, 2020, Mr. Glenn's temporary restrictions were lifted, with the same permanent restrictions remaining.
 - In July 2020, as part of the normal maintenance protocols, Management became aware that the tires on Mr. Glenn's golf cart were approaching an unsafe condition due to worn down treads. Fleet replaced and properly inflated the new tires. By doing this, the vehicle's height increased to approximately 15 inches, thereby rendering the vehicle too high for Mr. Glenn's restrictions. Mr. Glenn expressed his concern when the vehicle was returned to him with the new tires. In order to meet his accommodations, Mr. Glenn was instructed to temporarily walk from building to building at the U1a complex, and supervision reduced his overall work area by about half to reduce the amount of walking necessary. Even though Wolf was out of her office at the time, she was made aware of his concern and MSTS worked to confirm Mr. Glenn's restrictions were being accommodated.
 - In August 2020, after Wolf's return, she consistently reached out to Mr. Glenn to see how this new accommodation was working while other vehicle options were being evaluated. Mr. Glenn never responded or returned Wolf's calls. On or about August 28, 2020, Wolf-received an e-mail from Mr. Glenn advising that he only wished to communicate with her via e-mail. Wolf responded, advising that she is following up to check in and see how his accommodations are going while an new vehicle is being searched for. Mr. Glenn never replied. 10
- On or about September 15, 2020 a different golf cart type vehicle meeting Mr. Glenn's 1 ft. height restriction was provided to Mr. Glenn. No further accommodation requests have been received from Mr. Glenn. He was given an updated confirmation of accommodation on October 29, 2020 and he confirmed receipt of the same.¹¹

⁹ See Exhibit 10.

¹⁰ See Exhibit 12.

¹¹ See Exhibit 13.

EL00-KS-20-0016 Parsonna Russell Page 8 of 12 November 9, 2020

2. Mr. Glenn's Allegations Do Not Support A Finding Against MSTS

As explained in great detail above, MSTS worked hard to ensure Mr. Glenn's requests for accommodations were continuously being met. Despite the above, Mr. Glenn's charge alleges the following:

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4.1.4

4.1.6

4.2.5

- Mr. Glenn claims that on July 26, 2018, he was told he was moving to Fleet and that he would retire there. After four weeks Mr. Glenn had to return to Area 6, where the truck he had previously been issued for his ADA Accommodation was not available. Mr. Glenn alleges this was a discriminatory action.
 - Response: As explained above, Mr. Glenn did move to different areas and into different vehicles during the accommodation process. Mr. Glenn was moved from Fleet due to lack of an assignment available that met his requests. None of these actions are discriminatory in nature.

Mr. Glenn claims he was forced to ride in a cargo van, and was forced to ride in "Dons" truck until step boards could be installed. Mr. Glenn claimed this took 4 to 5 months, and was discriminatory.

- Response: Although this is vague as to time and thus difficult to investigation, generally, as a Government Contractor, all vehicles at the NNSS are owned by the US government, thus with MSTS not owning any vehicle, it does sometimes take time to receive authorization for modifications or changes to vehicles. Any perceived delay would in no way be discriminatory, it would simply be part of the normal process. In addition, as explained in detail above, Mr. Glenn was provided with vehicles and/or transportation accommodating his current restrictions throughout the ADA process. Sargo Vangoo Vangoo Vangoo Ford process.
- Mr. Glenn claims that he worked on an asbestos job in Mercury "wrapping asbestos pipes 5 feet deep in 100 degree heat." Mr. Glenn claims that was a strenuous scope of work that was discriminatory and worsened his medical condition.
 - o Response: Mr. Glenn did work with this crew but he was assigned the less strenuous work. Thus, he provided clean up and was not assigned to wrap the pipe in the ditch. Defaned my character.
- Mr. Glenn claims he was intentionally not scheduled for hazardous waste classes and that his web based training is not being given to him to make him fall behind in his certifications.
 - o Response: Changes to training classes are made based on need for training and training availability. There has been no deviation from that process with Mr. Glenn's training schedule. Recently, due to COVID-19 restrictions, there was significant reductions in trainings available and thus this may be the reason for any changes he experienced.

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EL00-KS-20-0016 Parsonna Russell Page 9 of 12 November 9, 2020

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- Mr. Glenn claims medical paperwork is being filed in the system intentionally so he can't do his training or get fit tested.
 - Response: This allegation doesn't make sense. We have an internal occupational medicine department that conducts physicals and determines fitness for duty. Mr. Glenn's fit for duty and 'fit test' for respirator use is separate from his ADA filed held with Wolf. However, Occupational Medicine does receive medical documentation from employees and does generate them from employee physicals/exams. This is no way would be discriminatory.
- Mr. Glenn claims that he was given a \$100.00 boot voucher, when other employees were give \$200.00 boot vouchers.
 - o Response: Mr. Glenn received his last boot voucher on May 27, 2020. In June of 2020, the boot voucher amount increased to \$200. Thus, while technically true, this does not support a claim of discrimination.
- Mr. Glenn claims that keys were intentionally taken away from him and given to another employee to hold all day.
 - Response: Again this was not reported as a concern at any time by Mr. Glenn.
 However, given the nature of our work and the facilities we manage, especially at U1a, keys are checked out, tracked and managed very carefully. Thus, even if true, nothing about keys being held by another would be discriminatory.
- Mr. Glenn claims he has intentionally not been paid to work through lunches but was told he would get 2 paid lunches a week. He claimed that Ebel Lopez was paid 2 WTL a week.
 - Response: While certain laborer assignments do occasionally work through lunch and thus receive premium pay per the Union Agreement; Mr. Glenn's assignment does not require him to work through lunch. It is important to note that we do not have any evidence that Mr. Glenn worked through a lunch and did not receive pay.

 Instead he seems upset for not having the opportunity to do so. Again, the lack of

Instead he seems upset for not having the opportunity to do so. Again, the lack of need for him to work through lunch is in no way discriminatory, it is simply the nature of the assignment he is currently working.

• Mr. Glenn claims that he had to walk to do his cleanup because his Buggy was picked up

- Mr. Glenn claims that he had to walk to do his cleanup because his Buggy was picked up after it was determined the tires were too high. Mr. Glenn alleges this was a discriminatory action.
 - o Response: As explained above, when no low vehicle was available that met his restriction, Mr. Glenn was accommodated by decreasing his work area and having him walk from building to building. This was not discriminatory, it was necessary to ensure that his vehicle height restriction could be met.
- 6.2.2. Mr. Glenn claims retaliation and being bullied by management after he put in an employee

4.1.5, 5,2.3 EL00-KS-20-0016 Parsonna Russell Page 10 of 12 November 9, 2020

> and expressing concern that his ADA request was not being taken seriously. The issues and concerns raised by Mr. Glenn were investigated and could not be substantiated. It was determined that the procedures and policies used to fill Labor assignments at the NNSS was in line with Union Agreement, in that is it management's right to make these determinations and assignments within its discretion. Further, Mr. Glenn is being accommodated and currently working in the role he requested at U1a. As explained above in great detail, MSTS has engaged with Mr. Glenn from his first initial request in 2018 and continues to the engage with Mr. Glenn to this day regarding his ADA accommodations.

- 6.2.2.1 6.2.1.
- 41.1.2.
- 41.1.6.
- 4.11.
- Mr. Glenn claims when he asked to switch out of the Dodge truck because it was too high for his accommodation, he was bullied to take a Ford Truck with steps that was also too high. Mr. Glenn reached out to Wolf regarding Ford Truck being too high and was asked to clear out truck and was given a golf buggy.
 - Response: Again, this is addressed above. The vehicles provided to Mr. Glenn, were not too high, in fact they both met this 3 ft. vehicle height restriction that was in place at the time. Despite that, due to his pushing different vehicles were provided. Then, when the vehicle height restriction lowered to 1 ft. a lower vehicle was provided.

6.2.1.1

- On September 17, 2019, Mr. Glenn claims he was set up to work in 20-N, which required him to walk up a steep incline. Defane my character In Not telling the twoth?
 - o Response: Again, as explained above, Mr. Glenn has been provided the less strenuous assignments and work within his restrictions, including not assigning work that required him to "climb steep hills." There is no evidence to support that any walking done by Mr. Glenn in area 20-N violated his restriction.

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- 4.1.6,
- On October 17, 2019, Mr. Glenn claims he injured himself while moving some furniture and recyclables into a truck after being "bird-dogged" a few days earlier.
 - o Response: As explained above, Mr. Glenn did claim a work related injury and was properly allowed to file a claim. Although the claim is currently denied with an appeal pending, this is again in no way evidence of discrimination. "Bird-dogged" is a term used by employees when supervision watches them. As you can imagine, with a work site the size of the state of Rode Island, it is impossible for supervision to always watch employees; thus, there is a practice in which supervision will travel around the NNSS and observe work. Again, this is in no way discriminatory, this is a standard practice performed by supervision.

6.2.2.1

Verbal CONDUCT 4,1,2 4.1.2.

- 41.4
- March 4, 2020 Mr. Glenn claims he was harassed by Steve L. who told him that he stole his buggy and said to him "you should be walking bitch."
 - Response: Mr. Glenn fails to explain that this conduct was reported to MSTS and MSTS determined that Mr. Glenn stated "If one of these f*cking youngsters would have some respect and give up their seat for an O.G." and then his colleague respond inappropriately with, "you took our buggy, you should be walking b*tch." Upon the

If I used verbal at them or him why wasn't I written up? defame my character using (f*cking)

EL00-KS-20-0016 Parsonna Russell Page 11 of 12 November 9, 2020

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report MSTS took immediate action, received a written statement from the other party involved, provided him with counsel/coaching about his inappropriate conduct and then addressed the issue with the entire group at the next Plan of the Day ("POD") meeting, explaining the need for respectful communications at all times. There have been no reports of other or further incidents. 12

- April 1, 2020 Mr. Glenn claims that 3 more laborers added to jobsite for COVID-19 clean up and Robert Keene made Foreman by Matt S because "she communicates better with Julian."
 - o Response: MSTS investigated this issue during the ECP and determined that job assignments were properly determined within management's discretion.
- May 26, 2020, Mr. Glenn claims someone reported him driving his buggy on Mercury Hwy to the gas station. Defamed my Character Priving while 614CK
 - o Response: While there was a good faith report of a potential safety violation because the buggy's are not allowed on the Highway, MSTS was unable to substantiate Mr. Glenn violated any safety rules but MSTS did determine that the report was made in good faith, by a disinterested supervisor.
- When Mr. Glenn asked Roberta Keene about his boot voucher, she told him to park his Shedidat buggy and that he had to ride with her in the Ford Truck to get it. Meto ride with her I had Defend o Response: This is true, Mr. Glenn could not take his buggy on the highway. Thus, my own she offered him a ride. Again, nothing here supports a claim of discrimination. ride Shedidal
 - June 4, 2020 Mr. Glenn claims that his Supervisor, Eric Norona, harassed him about not ask letting him into Chuck's Place" while he was cleaning.
 - o Response: Mr. Glenn did fail to allow supervision in to utilize a conference room and inappropriately communicated with supervision. This was reported and addressed with Mr. Glenn but it does not support a claim of harassment.
 - In or around June 20, 2020 Mr. Glenn claims that he was subject to harassing comments by management, such as "I can't use your F*ck*n @ss, you are not good to me," while being made to clean different areas on foot.
 - o Response: We believe Mr. Glenn is alleging that this comment was actually made by Keene (no by management). Ms. Keene denies the statement, as do his management. Is See Gabekine for Statement First day at UIA
 - Mr. Glenn claims that he was placed in a hostile work environment where there was verbal abuse and slamming of truck doors.
 - Response: As explained above, there is only one instance of a substantiated inappropriate comment. This comment was promptly and appropriately addressed by MSTS. There is no evidence to support this alleged hostile environment.
 - July 1, 2020 Mr. Glenn claims that Robert Keene is harassing him by going to his office and putting a schedule on his desk in his office for the COVID cleanup. Parking her cur close and arriving close behind me and paissing in a unsafe way on the Hwy toxic environment first verbal abuse and slamming doors made it hostile.

¹² See Exhibit 11.

¹³ Please notify if you would like affidavits from the individuals denying this comment or addressing any other action.

EL00-KS-20-0016 Parsonna Russell Page 12 of 12 November 9, 2020

4.2.2 articulate the solution
4.2.3 opinions are heard and valued

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Response: Giving Mr. Glenn a schedule for the COVID-19 cleanup in the area is in no way evidence of harassment. In fact, the opposite could be said, in that she was attempting to communicate with him regarding the cleaning schedule to ensure that work was properly completed. Pefaned My Character.

3. Mr. Glenn's Age Claim and Race Allegations Fail

Mr. Glenn claims that other employees are being treated more favorable in violation of Title VII of the Civil Rights Act of 1964. These allegations include:

- Mr. Glenn claims race and age discrimination because he believes that "job reassignments" and "more pay" opportunities were given to younger white and Hispanic employees.
- Mr. Glenn claims that he is being left out of certain jobs intentionally and that he is being pushed out of work or that others are hoping he gets hurt and cannot work.

the Shop was

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smith who is my Foreman

Mr. Glenn's job assignment is currently the specific job assignment he requested during the accommodation process and was agreed to by MSTS. He cannot now claim that this assignment or his lack of movement is somehow discriminatory. Moreover, Mr. Glenn was hired by MSTS less than 5 years ago. At the time Mr. Glenn was already over 50 years old. There is absolutely no evidence that Mr. Glenn's age is being considered in connection with his work assignments.

II. CONCLUSION

As the above demonstrates, Mr. Glenn is wholly unable to demonstrate the elements necessary to establish, much less prevail on, any claim of discrimination, harassment or retaliation. Examining the claim objectively shows that Mr. Glenn has no merit to his allegations.

Sincerely,

/s/Kathorino Slotkin

Katherine E. Slotkin Senior Counsel

Enclosures: supporting documents

JLW: KES

ELOO-KS-20-0016 I was taught at a early age not to open the door to strangers Parsonna Russell growing up in Detroit City. It was paramount to Safety and had Page 2 of 12 Security implications. So Eric Norona's security clearance Look at My November 9, 2020 was performed at the highest professional level? a wards thou he knew the security implications for the nation of Homeland Security. The high dot have agencies such as the Department of Defense and the Department of Homeland Security. The high dot have security implications for the nation. For this reason many employees who work for MSTS require security clearances and all employees who work for MSTS are asked to perform their assigned duties at the highest professional level.

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MSTS' laborer workforce is working under a Project Labor Agreement with the Laborers' are blacks International Union of North America Local Union No. 872 for all Laborer work performed at the doing all NNSS. Larger than the state of Rhode Island, the 1,360-square-mile NNSS is located 65 miles the hard northwest of Las Vegas. Several different work areas and projects across the NNSS utilize the Laborer work force. MSTS has a Labor Relations department to oversee all craft at the NNSS. The the Long majority of MSTS' Laborer workforce is assigned to the construction group and performs work in bus ride several locations across the NNSS, including in Mercury, the DAF, Area 5, Area 6, U1a, and Fleet. I have core and delivery of Mr. Glenn's Employment

Majorit

oid all of Technologies, LLC ("NSTec"). Mr. Glenn subsequently transferred to the next contractor, MSTS, 2 1/2 Near on December 1, 2017. Mr. Glenn was hired as a Laborer II. originally assigned to work in Assact Mr. Glenn was hired on February 17, 2016, by a predecessor contractor, National Security in accp at the NNSS. A Laborer II has job duties that fall within a broad range of laborious activities, so what are including but not limited, concrete coring, drilling and finishing, preparation of trenching, sandblasting, asbestos disposal, trash removal, cleaning, construction worksite support, weed they to abatement at a Laborar's action to the sandblasting asbestos disposal, trash removal, cleaning, construction worksite support, weed they are the sandblasting as a Say I didnit 00 abatement, etc. Laborer's assignments within the construction field can change daily, with Supervisors and Foreman being assigned or changed according to location and job detail/duties. If I wasnt This means that a Laborer at the NNSS may move from one area to another, and one supervisor to doing to another, on a weekly or even daily basis. What about permently? 106 Sonethiu would have been

When MSTS took over, Mr. Glenn's supervisor changed from Frederick A. Iovine to Ted L. Sargent. Since that time, there have been several Supervisor and organizational changes made due company reorganization and/or project need. During the beginning of the timeframe referenced in Mr. Glenn's EEOC Charge, June 13, 2018, Mr. Glenn's Supervisor was Brian Pusch ("Pusch"). On October 29, 2018, Mr. Glenn's Supervisor changed from Pusch to Jeffrey Presser ("Presser"). On February 24, 2020 to present, Mr. Glenn's Supervisor changed from Presser to Eric Norona ("Norona"). Never introduced 93 Eric is a boss just Matt S, I have rude the bus with him and not one time has he opened his mouth just like so trany others at NNSS they are to get II. RESPONSE TO CHARGE

Mr. Glenn filed an EEOC Charge on August 3, 2020. On August 11, 2020, MSTS received the Charge. In the Charge, Mr. Glenn alleges discrimination based on: (1) disability (2) age (3) Frederick A Iovine gave the GF position to Gary Gonzalez after 2 black Laborers put in for the position, one of them had been working here see exhibits 1 and 2. for over 10 years plus. Again a hispanic was giving the role of over seeing all the Blacks. Keeping us in a Dead end job. MSTS never gave me a opportunity to even put in for the job No 4, 1, 5 inclusion blatant discrimination.

National Security Technologies LLC Vision · Service · Pertnership

EL00-KS-20-0016

November 9, 2020

OFFICIAL USE ONLY

May be exempt from public release under the Freedom of Information Act (5 U.S.C. 552), exemption number and category:

6 - Personal Privacy

Department of Energy review required before public release.

Parsonna Russell, Office Automation Assistant Los Angeles District Office Equal Employment Opportunity Commission 255 E. Temple Street, 4th Floor Los Angeles, CA 90012

Subject:

MSTS POSITION STATEMENT

RE:

HIRAM GLENN v. MISSION SUPPORT AND TEST SERVICES LLC

EEOC CHARGE #: 846-2020-03524

I. INTRODUCTION

The following is Mission Support and Test Services LLC ("MSTS") response to the above-referenced Charge of Discrimination ("Charge"). As with all information which MSTS provides, the information contained herein is based on our investigation to date, and is offered solely to help achieve an expeditious resolution of this Charge. It is subject to revisions and additions in the event new or additional information becomes available, and it is submitted with the expressed understanding that it will remain confidential. It is also submitted without, in any manner, waiving or compromising, any defenses that MSTS may have in fact or in law.

Hiram Glenn ("Mr. Glenn") was not discriminated against in any manner. Rather, he was treated no differently than all employees in similarly situated positions. MSTS strongly denies the Charge Told and maintains that there is no evidence to support the allegations. As explained in more detail thing all below, Mr. Glenn's Charge is meritless and should be closed with a no probable cause finding. employees in the charge is meritless.

II. FACTS

A. Background And that you are prejudice

similar situated positions. It was 21/2 years before I said anything abod

The Nevada National Security Site ("NNSS"), formerly known as the Nevada Test Site, is owned by the U.S. Department of Energy/National Nuclear Security Administration ("DOE"). DOE and treatment MSTS have entered into a contract whereby MSTS operates the NNSS for DOE. As the operator That are of the NNSS, MSTS is responsible for several areas of operation, including work for other federal doing think

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National Security Technologies, LLC

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www.MSTS.com

P.O. Box 98521, Las Vegas, NV 89193-8521 2621 Losee Road, N. Las Vegas, NV 89030-4129 222 Case 2:22-cv-06712-RFB-BNW Document 26-1 Filed 08/17/23 Page 118 of 213 SOUTHERN NEVADA LABORERS TRAINING TRUST LOCAL

872

Training Received Official Transcript

First Name:

HIRAM

Training Status:

Middle Name: Last Name:

Local Union: GLENN Local Status Status: Journeyman

SSN:

XXX-XX-9232

Apprentice Program:

872

Student Number: 3LWV9FCZKY

Apprentice Status:

Course Code	Class Start Date	Class End Date	Training Acquired	Issued	Renewal Months	Expiration	Certificate Number
ASB.R	12/3/2011	12/3/2011	Asbestos Worker Refresher	12/3/2011	12	12/3/2012	923240731211
ASB.R	10/19/2013	10/19/2013	Asbestos Worker Refresher	10/19/2013	12	10/19/2014	923240731013
ASB.R	12/12/2015	12/12/2015	Asbestos Worker Refresher	12/12/2015	12	12/12/2016	923240731215
ASB.R	12/15/2012	12/15/2012	Asbestos Worker Refresher	12/15/2012	12	12/15/2013	923240731212
ASB.R	10/25/2014	10/25/2014	Asbestos Worker-Refresher	10/25/2014	12		923240731014
ASB.R	12/10/2016	12/10/2016	Asbestos Worker Refresher	12/10/2016	12	12/10/2017	923240731216
ASB.R	12/2/2017	12/2/2017	Asbestos Worker Refresher	12/2/2017	12.	12/2/2018	923240731217
ASB.R	12/8/2018	12/8/2018	Asbestos Worker Refresher	12/8/2018	12	12/8/2019	923240731218
ASB.R	12/7/2019	12/7/2019	Asbestos Worker Refresher	12/7/2019	12	12/7/2020	923240731219
ASB.R	3/13/2021	3/13/2021	Asbestos Worker Refresher	3/13/2021	12	3/13/2022	923240730321
ASB.W	10/18/2010	10/22/2010	Asbestos Worker	10/22/2010	12	10/22/2011	
CDL. SK	6/9/2012	6/9/2012	CDL SKILL TEST	6/9/2012	0		
CDL,P	4/7/2012	4/7/2012	CDL Preparation	4/7/2012	0		
CDL.PRE	5/5/2012	5/5/2012	CDL. PRE TRIP INSPECTION	5/5/2012	0	<u> </u>	
CONCUT.S	12/21/2011	12/22/2011	Concrete Saws - Cutoff/Powered	12/22/2011	0		
CPR	6/16/2008	6/16/2008	Cardio-pulmonary resuscitation (CPR)	6/16/2008	24	6/16/2010	
CUT.B	2/21/2006	2/23/2006	Cutting & Burning & Firewatch	2/23/2006	0		
ELEC.CON	4/26/2010	4/30/2010	ELECTRIC CONDUIT INSTALLATION	4/30/2010	0		
FIRST	6/17/2008	6/17/2008	First Aid	6/17/2008	36		
FIRST.C	1/5/2016	1/5/2016	First Ald including CPR	1/5/2016	24	1/5/2018	
FIRST.C	1/15/2014	1/15/2014	First Aid including CPR	1/15/2014	24	1/15/2016	
FLAG	7/12/2014	7/12/2014	Traffic Control	7/12/2014	24	7/12/2018	
FLAG	3/13/2006	3/13/2006	Traffic Control	3/13/2006	24	3/13/2010	
FLAG.WZS	4/9/2016	4/9/2016	Traffic Control & Work Zone Safety	4/9/2016	48	4/9/2020	
HOIST	5/3/2010	5/7/2010	Hoisting & Rigging	5/7/2010	. 0		
MSHA	12/27/2011	12/28/2011	MSHA 24 HOUR Surface	12/28/2011	12	12/28/2012	
OSHA10	12/19/2011	12/20/2011	OSHA, 10-hour	12/20/2011	60	12/20/2015	
OSHA10	5/6/2008	5/8/2008	OSHA, 10-hour	5/8/2008	60		
OSHA30	9/30/2013	10/4/2013	OSHA, 30-hour	10/4/2013	- 60	10/4/2018	15-601067733
PV.STUDY	12/15/2011	12/17/2011	PV Study Group & Licensing Prep.	12/17/2011	12	12/17/2012	
SANDBLAST	12/22/2011	12/23/2011	Sandblasting	12/23/2011	0		
SCISSOR	1/30/2006	1/31/2006	Scissor Lift Safety/Aerial lift	1/31/2006	0		
STEW	1/12/2008	1/12/2008	Steward Training	1/12/2008	0	1/12/2009	
STEW	2/7/2009	2/7/2009	Steward Training	2/7/2009	0	2/7/2010	



yid Gonzalez, Archie Johnson and Charles Roberts.

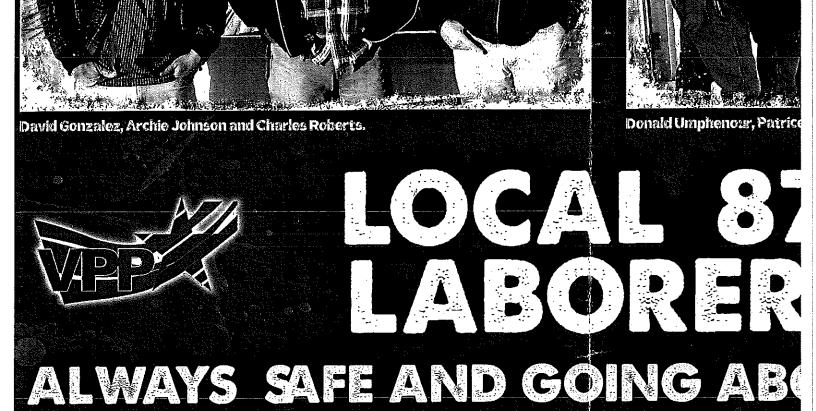


Donald Umphenour, Patrice Wi



LOCAL 87 LABORER

ALWAYS SAFE AND GOING ABC





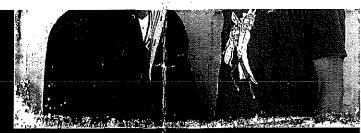
Glen Jacobson, Jose Mangaia and Jaime Arias.



Charles "CJ" Carter and Michael Fricke.

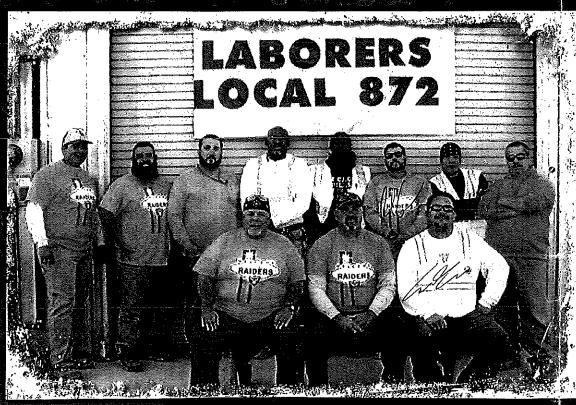


Glen Jacobson, Jose Munguia and Jaime Arias.



Charles "CJ" Carter and Michael Fricke.

THANK YOU FOR ALL YO



Back Row: Kristian Montenegro, Bobby Rodriquez, Sean Sousa, Tyrone Lathan, Kyle Kline, Roberto Camarena, Billy Alcantar, Robert Lee. Front Row: Marcus Fuller, Mitch Hollander and Eric Torres.



Ebel Lopez, Patrick QCo Warren "Scruffy" Cannir Villanueva, Justin Putna

PERIFICALE OF BEGONIAN For

Performance Award Nomination - Large Team

Hiram Glenn

Ula Make It Happen Team

National Security Technologies, LLC, during FY 2017. In recognition of your important contribution to

You are hereby recognized for going above and beyond expected levels.

National Security Technologies LLC Vision - Service - Partnership

James L. Holt
President

NEVADA NEVADA

222 (1) 00712

HIRAY GIRNA

The Silver Nugget Award

Is Presented to

Hiram Glenn, Laborer

National Security Technologies, LLC

Hield Operations at the Nevada National Security Site For excellence in supporting Centerra-Nevada and the North Las Vegas Security Complex.

Given under my hand, this 20th Day of March 2017

leguarding America's nterests Since 1965

Martin D. Glasser

General Manager, Centerra-Nevada



Certificate of Appreciation

Hiram Glenn Jr

Above and Beyond the Call of Duty

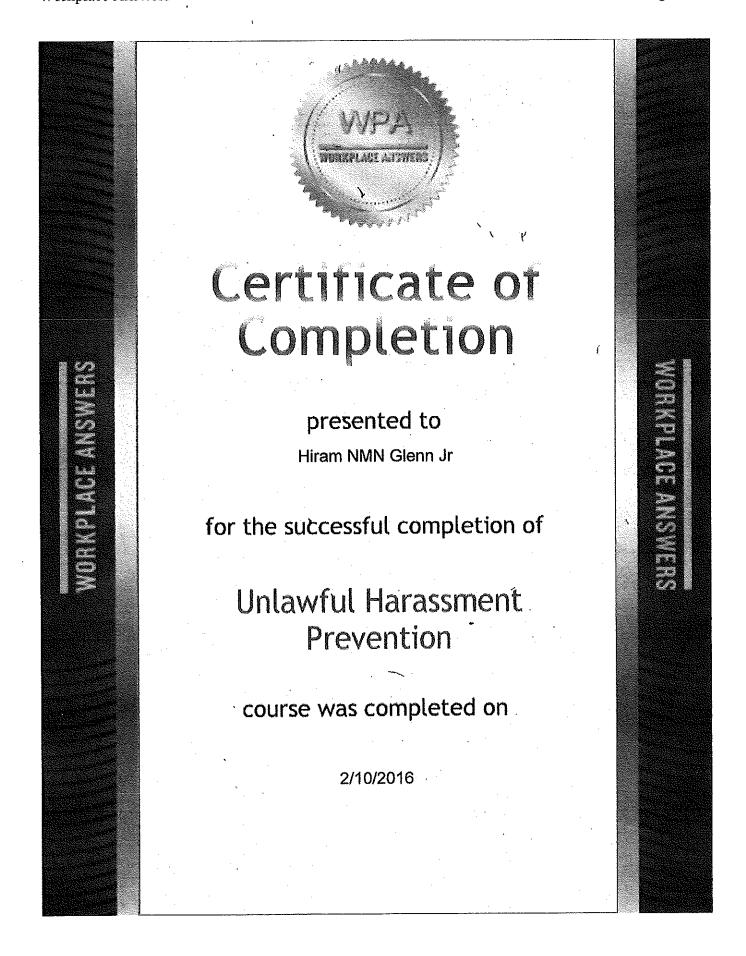
Nevada National Security Site Fire & Rescue Department Thank you for your generous commitment of Time, Dedication and Teamwork to the

Awarded this 7th day of June, 2017



John Gamby Fire Chief









2621 Losee Road, N. Las Vegas, NV 89030-4129 | P.O. Box 98521, M/S NLV003, Las Vegas, NV 89193-8521

March 26, 2018

Hiram Glenn

Subject: THE SECRETARY'S APPRECIATION AWARD

Congratulations! You were nominated for a U.S. Department of Energy, Secretary's Appreciation Award by the Office of Defense Nuclear Non-Proliferation, Dr. David LaGraffe and Mr. Craig Sloan.

The Source Physics Experiment team was selected to receive an award for your successful completion of the Phase I experiment, which consisted of six chemical explosions detonated in Area 15 of the Nevada National Security Site. The experiments provided critical data to the national laboratories to aid in the development of new physics-based models for underground explosions. Enclosed is a certificate for you signed by Energy Secretary Rick Perry.

Congratulations again on receiving this prestigious award, and thank you for your contributions.

Gesse Borner

Jesse L. Bonner, Manager Defense Nuclear Nonproliferation Programs

JLB:dlf

Enclosure: as stated

cc w/o enc:

R. K. Alexander, MSTS

W. C. Parks, MSTS



United States Department of Energy

he Secretary's ppreciation Award

Presented to

operational challenges to achieve results with great scientific and operational impact. Their nuclear explosion yields. Truly a multi-talented and multi-laboratory group, the Source Physics nuclear explosion monitoring capabilities of the United States. With the completion of the efforts are a great credit to themselves, the National Nuclear Security Administration, and the can discriminate among explosions, earthquakes, and cavity collapses and accurately determine Pahute Mesa experiments of phase I, the Source Physics Experiment team has increased our Department of Energy. Experiment team persevered through unforeseen adversity and several significant technical and identify explosions. We are closer to achieving our overall goal of a physics-based model that theoretical understanding and modeling capabilities, leading to improved methods to detect and The Source Physics Experiment team is recognized for significantly advancing the underground

KICK HERRY

August 2017

Date

Secretary of Energy

Rick Perry

				+ +	* * * * * * * * * * * * * * * * * * * *
	F		Carrier and Carrie		
	ecognitio this co				
Hikam	In recognition of your exceptional performance, this certificate is hereby awarded to		41	+	
Recipient Recipient	r except is hereby		2		
વવ	ional per 7 awarde				
	rforman id to			such Support and Triel Surveus	NEVADA NATIONAL SECUR
	ß	5		cus	IONAL SECURITY SITE

Recipient

Recipient

2/18/2020

Certificate

Manager

Date Awarded

This certificate is redeemable for \$25 towards any company store item(s). Complete this portion and submit original whole page to NLV003; or contact your nearest TEAM representative. Must be redeemed by 8/31/20.

item selected	Org# S43B	Awarded to Hiram Glenn	Awarding manager	Certificate number 1390	
	Mail Stop NNSS405		K han	Date awarded 2/18/2020	

As we discussed, here is a follow up to your accommodation request to be placed in the U1A Laborer Role.

I am off tomorrow, but will be back Monday, so we can touch base then if you need to.

Thanks

Documents

祭 Deals

Photos

Angi

Groceries

(B)

Travel

Receipts

If you have any questions let me know.

Hide

Views

Sr. HR Specialist - Leave and Accommodations Administrator

Angi Wolf

Show

Folders

Mission Support and Test Services

Ξ

けんなん G/Cルム (380 unread) - hiramglennjr@yahoo.com - Yahoo Mail

Home Delete > Move Move Find messages, documents, photos or people Accommodation Request Follow Up Archive ↑ Back 380 Compose Inbox

零

Nov 26 at 12:07 PM

Ø

M

Wolf, Angelica (CONTR) <wolfan@nv.doe.gov>

To: híramglennjr@yahoo.com

HI Hiram,

13

Drafts

Sent

Unread

Starred

Archive

Spam

Trash

ERIC TORRES H 702-324-8599 Labor Realations MONDAY @ 8:00 am Build 117 LR OFFICE

LABORERS' INTERNATIONAL UNION OF NORTH AMERICA

LOCAL 872

2345 RED ROCK ST, LAS VEGAS NV 89146 Telephone: (702) 452-4440 Fax: (702) 452-4262

Referral Slip - Job 91432

4/30/2013

Member Name:

GLENN JR., HIRAM

1473 LITTLE SPRING CT

LAS VEGAS, NV 89128

SSN: 383-66-9232

Phone: 702-408-4378

Contractor:

CANYON-WARRIOR JOINT VENTURE

PO BOX 363369

Phone: 702-384-4747

Fax:702-384-0470

N LAS VEGAS, NV 89036

Project:

NEVADA TEST SITE

Report Date/Time

5/6/2013 7:00 AM

Report To:

Report Site:

Dispatch Class:

REQ CONST 2/FOREMAN

* REMEMBER TO TAKE PHOTO ID, SOCIAL SECURITY CARD AND OSHA 10 CARD

Base Rate:

\$29,49

Taxable

\$2.68 - VACATION/SUP DUES*

Travel Pay:

Non Taxable

\$7.10 - HEALTH AND WELFARE**

\$8.07 - PENSION A \$0.13 - TRAINING

\$0.00 - ZONE PAY APPLIES

222 Case 2:22-cy-00712-RFB-BNW Document 26-1 Filed 08/17/23 Page 132 of 213

LABORERS' INTERNATIONAL UNION OF NORTH AMERICA

LOCAL 872

2345 RED ROCK ST, LAS VEGA

Telephone: (702) 452-4440 Fax: (7

Referral Slip - Job 9

5/4/2012

Member Name:

GLENN JR., HIRAM

1473 LITTLE SPRING CT

LAS VEGAS, NV 89128

SSN: 383-66-9232

Phone: 702-408-4378

Contractor:

CANYON-WARRIOR JOINT VENTURE

PO BOX 363369

Phone: 702-384-4747

Fax:702-384-0470

N LAS VEGAS, NV 89036

Project:

NEVADA TEST SITE

Report Date/Time

5/7/2012 8:30 AM

Report To: DAVE 384-4747 X105

Report Site:

OFFICE/ 609 E LAKE MEAD BLVD

Dispatch Class:

CONSTR3/ASBESTOS/FLAT SAW

* REMEMBER TO TAKE PHOTO ID, SOCIAL SECURITY CARD AND OSHA 10 CARD

Base Rate:

\$29.67

Taxable

\$1.43 - VACATION/SUP DUES*

Travel Pay:

Non Taxable

\$0.00 - CAF

\$8.35 - HEALTH AND WELFARE**

\$0.00 - OTHER \$6.82 - PENSION A \$0.00 - PENSION B

\$0.00 - SUBSISTENCE PER DIEM

\$0.13 - TRAINING

HARON CONTRACTOR



U.S. Equal Employment **Opportunity Commission** Public Portal



Change Password (ChangePassword.aspx) | Logout (logout.aspx)

Appointment Confirmed

An appointment has been scheduled for this PCP

Back to Menu (Staff.aspx)

Your Name: Hiram Glenn

Your Phone Number: (702) 929-9202

Interpreter/Language: No interpreter needed

Additional Information:

Appointment Code: 846-2020-03524

Appointment Date: Monday, 07/06/2020

Appointment Time: 10:00 AM (Time Zone: Pacific)

Appointment Office: Las Vegas

Office Address: The Lloyd D. George U.S. Courthouse, 333 Las Vegas Blvd.

South, Sulte 5560, Las Vegas, NV 89101

What type of In-Person

interview:

This PCP's appointment has been scheduled successfully. Thank you.

Back to Menu (Staff.aspx)

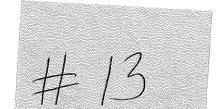
Next

Privacy Policy (https://www.eeoc.gov/privacy.cfm) | Disclaimer (https://www.eeoc.gov/disclaimer.cfm) | USA.gov (https://www.usa.gov/)

7_2_2 C Gase 2/32-7-V-70716-HRFB-BNIM Document 26-1 Filed 08/17/23 Page 134 of 213



U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION Las Vegas Local Office



333 Las Vegas Blvd. South, Suite 5560 Las Vegas, NV 89101 Intake Information Group: (800) 669-4000 Intake Information Group TTY: (800) 669-6820 Las Vegas Status Line: (866) 408-8075 Las Vegas Direct Dial: (702) 388-5013 TTY (702) 388-5098 FAX (702) 388-5094

Website: www.ecoc.gov

Hiram Glenn 1841 Drifters Peak Street Las Vegas, NV 89144.

Dear Hiram,

The U.S. Equal Employment Opportunity Commission (EEOC) has received your inquiry. We investigate complaints of employment discrimination based on age (40 and over), race, color, sex, religion, national origin, disability and retaliation. In general, a charge of discrimination must be filed with our office within 300 days from the date of harm.

Your confirmation of your intake appointment is attached.

You may call us Monday thru Friday between the hours of 8:00 a.m. and 4:00 p.m. @ (702) 388-5013 Pacific time to cancel if you do not wish to file. Thank you.

Thalia Guerra
Enforcement Clerk
Equal Employment Opportunity Commission (EEOC)
333 Las Vegas Blvd. South 5th Floor Ste, 5560
Las Vegas, NV 89101
Thaliaa.guerra@eeoc.govTel:+1-702-388-5013

388-5094

Case 2:22-cv-00712-REB-BNW Decyman 26-1 Filed 08/17/23 Page 135 of 213

Company Form PERSO FRM-0931	ONAL PROT # //	03/21/18 Rev. 07 Page 1 of 1			
ISSUE DATE: 05/27/2020		KS3400SS			
Hiram Glenn Jr.		·			
Employee Name	0.11/	Number			
Paul Lipkowitz	full full -	Laborers - 1S4K			
Department Manager Printed Name	Department Manager Signature	Org. Name & Number			
Check Employee Location:					
LVO (Las Vegas Operations)	NNSS (Nevada National Security Site)	☐ LO (Livermore Operations)			
LAO (Los Alamos Operations)	STL (Special Technologies Laboratory)				
RSL-AO (Andrews Operations)	RSL (Remote Sensing Laboratory-Nellis)				
STORE MANAGER,					
Please accept this voucher as credit towar	•	•			
(Check only ONE item per voucher)	- · · · · · · · · · · · · · · · · · · ·				
Payment will be made in accordance with Agreement(s) currently in effect with approved vendor(s). Please attach the fully executed copy of the voucher to your invoice and submit same with your monthly statement to the following address:					
Mission Support and Test Services ^{LLC} Accounts Payable PO Box 98521, M/S NLV025 Las Vegas, NV 89193-8521					
Safety Shoes Reimbursement Limit is \$10	00.00				
Select all that apply: Composite safety shoes (non-metal) (Must meet ASTM F2413-05) Steel/fiberglass Toed (Must meet ASTM F2413-05 Requirements)					
Prescription Safety Glasses Reimbursement Limit is \$125.00. MUST MEET ANSI Z-87.1 REQUIREMENTS WITH FIXED AND RIGID SIDE SHIELDS. GLASS LENSES ARE RECOMMENDED.					
VENDOR WILL BE REIMBURSED THE INVOICED AMOUNT UP TO THE REIMBURSEMENT LIMIT NOTED ABOVE. ANY CHARGES OVER THE REIMBURSEMENT LIMIT ARE THE RESPONSIBILITY OF THE EMPLOYEE AT THE POINT OF SALE, ITEM(S) ARE SUBJECT TO ALL STATE AND LOCAL TAXES.					
Hiram Glenn Jr.	Hinan	NDlenna.			
Employee Printed Name	Employee Signature				
Vendor Company Name		Purchase Date			
Vendor Employee Printed Name	Vendor Employee S	ignature			

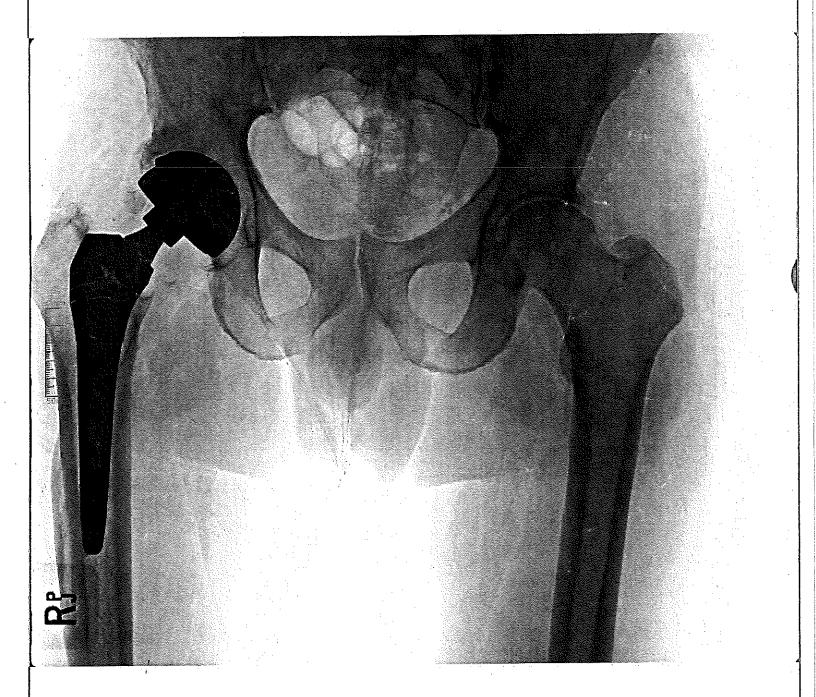
Distribution: Employee's Department Vendor Accounts Payable Employee

Case-2-22CcV-000102-14 FIBEBNW Declarment Os-1 - Filed 08/17/23 Page 136 of 213

BONE AND JOINT SPECIALISTS CRIMSON CANYON

GLENN, HIRAM PID:69151, DOB:10/3/1962 2/7/2013 4:24 PM HIP, AP HIP, AP 1001/1





2140X1760 Mag: 0.37X W:889 L:579

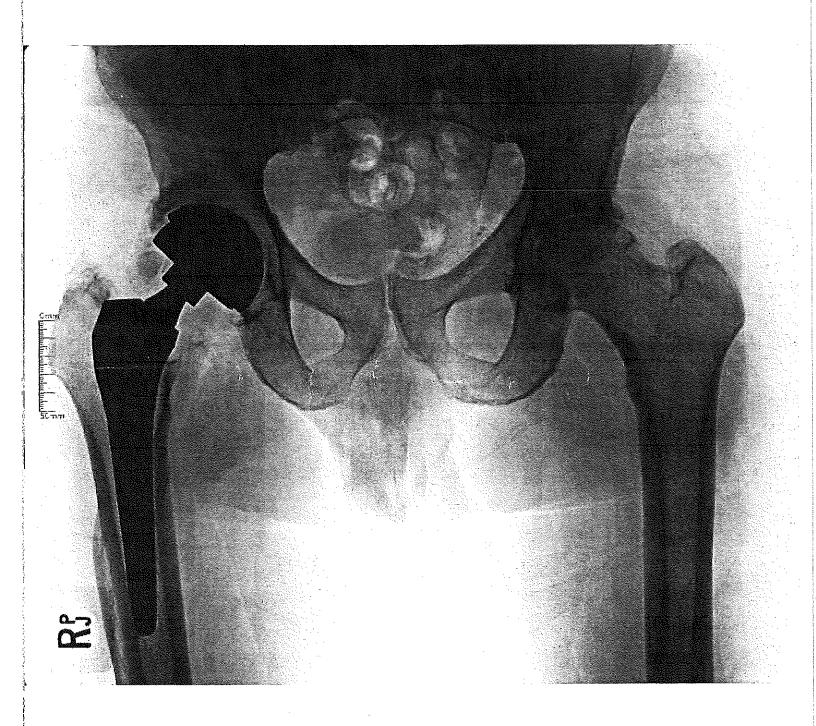


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222 Case 222-0-30712-RFB-ENW DOGLIMENT 26-1 Filed 08/17/23 Page 140 of 213
GLENN, HIRAM
PID:69151, DOB:10/3/1962
kV:1
4/10/2015 2:55 PM

PELVIS, PELVIS, 1002/1



222 COSO 1:22-cv-00712-RFB-BNW Document 26-1 Filed 08/17/23 Page 141 of 213



#10

en Sanders M.D. k Rosen, M.D. Aichael Elkanich, M.D. es B. Manning, M.D. t T. Mendez, M.D. slyn Segovia, P.A.C.

Board Certified Ort

2020 Palomino Lane, Suite 200, Las vogas, ...)-7200 office 2680 Crimson Canyon Drive, Las Vegas, NV 89128 (702) 474-0009 fex

Patient:

Hiram Glenn Jr

Date of Birth:

10/03/1962

SSN (last 4 #):

9232

Visit Date:

07/15/2016

Attending Provider:

MARK J. ROSEN MD

Referring Provider:

WENDELL D. BUTLER M.D.

Patient Visit Note

Active Problems

• PAIN-HIP/THIGH REGION - Bilateral hip pain left hip on/off for years

Occupation

Construction labor

laid off since December

Body Part

Bilateral Hips

Date of Surgery

right hip 2009 Wright metal on metal

History of Present Illness

Hiram Glenn is a 53 year old male.

• Medication list reviewed.

Intermittent bilateral hip pain. 90 Lortab lasted over a year.

Occcasional left knee pain

Past Medical/Surgical History

Total Right Hip Replacement Sept. 2009

Colonoscopy Dec. 2012

no known medical health problems

Social History

Behavioral: No tobacco use and smoking status: Never smoker.

Allergies

No Known Allergies

Physical Findings

Vitals taken 07/15/2016 03:06 pm

Height Weight Body Mass Index 68 in 212 lbs 32.2 kg/m2

STEINBERG DIAGNOSTIC MEDICAL IMAGING CENTERS

Fax: (702) 732-6071 www.sdmi-lv.com Phone: (702) 732-6000

Patient Name: Hiram Glenn

Patient: Hiram Glenn SDMI#: 1010822 Pt. DOB: 10/03/1962

Physician: Michael Bradford Dr. Fax: (702) 258-5565 Dr. Phone: (702) 878-0393

Pt. Sex: Male

Dr. Addr.: 7455 W Washington Ave Ste 160 Las Vegas, NV

89128

Date of Service: 12/13/19 SDMI Location: CH

Cc: Cc:

MRI RIGHT HIP

CLINICAL HISTORY:

Right hip pain. Surgery in 2009.

TECHNIQUE:

Multiplanar multisequence images of the right hip on a 1.5T MR magnet. No IV or arthrogram contrast. Metal artifact reduction protocol was administered.

COMPARISON:

MRI right hip. 2/22/2013

FINDINGS:

Right hip: Metallic artifact limits evaluation. There is redemonstration of a lobulated right hip joint capsule with thickened wall extending anteriorly and posteriorly similar in appearance to prior study and compatible with a pseudocapsule. The visualized muscles and tendons about the right hip are otherwise grossly unremarkable. No acute fracture is seen

Left hip/general: There is moderate to severe osteoarthrosis of the left hip. There is a small left hip joint effusion. There is fluid in the region of the left iliopsoas bursa compatible with bursitis. No high-grade muscle or tendon abnormality is seen about the left hip. No acute fracture is seen.

IMPRESSION:

1. Right hip arthroplasty with associated pseudocapsule is unchanged.

2. Moderate to severe left hip osteoarthrosis. Fluid in the region of the left iliopsoas bursa compatible with bursitis.

12/13/2019 8:34 AM Interpreted by: Yeonsoo James Kim MD

Physician Access To Images and Reports Is Available Online at www.sdmi-lv.com

2767 N. Tenaya Way, Las Vegas, NV 89128 4 Sunset Way, Building D, Henderson, NV 89014 800 N Gibson Rd Ste 110, Henderson, NV 890112950 S. Maryland Pkwy, Las Vegas, NV 89109 6925 N Durango Dr, Las Vegas, NV 89149 800 Shadow Ln. Las Vegas, NV 89106

2850 Siena Heights, Henderson, NV 89052 9070 W. Post Road, Las Vegas, NV 89148

222 Case 222 Cl/200712- AFB 28 NW Dayument 26-1 Filed 08/17/23 Page 143 of 213

Patient Name: Hiram Glenn Jr

Date: 07/23/2020

Arthroscopic Debridement -- unlikely to help unless there are mechanical symptoms. Joint replacement surgery.

Risks of NSAIDs including but not limited to ulcers, cardiac disease, kidney and liver failure.

Plan

Other

Ibuprofen 800 MG tablet, TAKE 1 TABLET BY MOUTH THREE TIMES A DAY AS NEEDED FOR PAIN, 30 days, 0 refills

repeat labs to monitor kidney function and metal ions.

I will call him with lab results next month.

Revision and/or primary by Dr. Bradford when he's ready

Restrictions

Due to his left hip osteoarthritis and his chronic right hip pain post replacement with metal on metal prosthesis. Mr Glenn is unable to climb steep hills, run, lift more than 50 pounds, unable to get into a truck greater than 3 feet off the ground nor get in or out of trenches.

Therapy

- Education and instructions.
- Clinical summary provided to patient.

Counseling/Education

- Instructions for patient
- · Education and counseling

Health Reminders

- Assess BMI satisfied 07/23/2020.
- Assess Tobacco Use satisfied 07/23/2020.

Mark J. Rosen M.D.

Electronically signed by: MARK J ROSEN MD Date: 07/23/2020 09:05

CVC69€2:32-2v-00+12 prof B-BNGW/ - DODW ment 26-1 Filed 08/17/23 Page 144 of 213

Date: 07/23/2020

Patient Name: Hiram Glenn Jr

Social History

Behavioral: No tobacco use and smoking status: Never smoker.

Allergies

No Known Allergies

Physical Findings

Vitals taken 07/23/2020 08:52 am

Height 68 in Weight 200 lbs 30.4 kg/m2 **Body Mass Index** 2.04 m2 **Body Surface Area**

llmp

no pain with ROM, but he is limited to flexion of 90 and has no IR, ER about 20

Radiology

Office xrays: 11/22/19 left hip degenerative osteoarthritis has progressed and is now bone on bone, right hip post wright metal on metal THR. Possible lucency far lateral, possible vertical shift, but, does not look different from 9 years ago.

11/4/16 Office xrays left knee show minimal degenerative changes

12/13/19 MRI right ip 12/13/19 shows pseudo capsule but it has not changed since MRI 2013

7/23/20 AP of pelvis shows no significant interval change.

Tests

Cobalt and Chromium serum levels

chromium level 10/19 1.3 (<1.3 nl) 10/16 Cobalt 10.8 (.1-.4)

12/19 BUN/Cr and electrolytes nl, Cobalt 8.6, Chromium 2.8

Cobalt and Chromium serum levels

chromium level 10/19 1.3 (<1.3 nl) 10/16 Cobalt 10.8 (.1-.4)

12/19 BUN/Cr and electrolytes nl, Cobalt 8.6, Chromium 2.8

Assessment

Left hip DJD

Right hip stable vs metal reaction versus loosening

Discussed

metal on metal bearing on right and possible need for revision.

Danger of narcotics such as addiction, constipation and disorientation.

Options for care of osteoarthritis:

Physical therapy can sometimes be of benefit

acetaminophen -- never take more than 3000 mg a day

Nonsteroidal anti-inflammatories -- can increase risks of cardiovascular disease and gastrointestinal bleeding Intraarticular cortisone -- can result in infection and raises blood sugar

Viscosupplementation -- efficacy is controversial



Steven M. Sanders, M.D. Mark J. Rosen, M.D. G. Michael Elkanlch, M.D. James B. Manning, M.D. Kirk T. Mendez, M.D. Jessica Kingsberg, M.D. Meaghan Karanasions, PA-C

Board Certified Orthopaedic Surgeons

2020 Palomino Lane, Suite 11D, Las Vegas, NV 89106 (702) 474-7200 Office / (702) 474-0009 Fax 2680 Crimson Canyon Drive, Las Vegas, NV 89128 (702) 228-7355 Office / (702) 228-4499 Fax

Patient:

Hiram Glenn Jr

Date of Birth:

10/03/1962

SSN (last 4 #);

9232

Visit Date:

07/23/2020

Attending Provider: Mark J. Rosen M.D.

Referring Provider: DAVID BARTON

Patient Visit Note

Active Problems

PAIN-HIP/THIGH REGION - Bilateral hip pain left hip on/off for years

Length of employment

9 years

Occupation

Construction labor

Date of Injury

Chronic

Body Part

Bilateral Hips

Date of Surgery

right hip 2009 Wright metal on metal

History of Present Illness

Hiram Glenn is a 57 year old male.

· Medication list reviewed.

Intermittent bilateral hip pain. 90 Lortab lasted over a year.

Patient is here to be seen for his right hip. Patient states that he is not having a lot of problems with his right hip, he states it is just the regular wear and tear. Patient states that he believes he did see Dr Kang one time, but he is not considering a hip revision at this time, he does not believe he is at that point yet.

Patient presents to office today for an annual follow up on his bilateral hips.

Has seen Dr Bradford at the recommendation of his union. He had recommended an MRI with MARS of his right hip and a cortisone injection into his left hip

Surgical History/Medical History

Total Right Hip Replacement Sept. 2009

Colonoscopy Dec. 2012

no known medical health problems.

222 CV Casa 2/22cv-00712 RFB-6N/Y-Document 26-1 Filed 08/17/23 Page 146 of 213

Patient Name: Hiram Glenn Jr

Risks and benefits of left total hip replacement. Discussed risks including but not limited to anaesthetic risks including death, surgical risks including blood or fat clots to heart, brain, lungs, prolonged recovery, numbness, damage to nerves, leg length discrepancy, dislocation of hip, continued pain, increased pain, risks of infection and possible need for revision of hip.

Date: 12/20/2019

Mako left total hip replacement with Stryker prosthesis using ceramic on highly crosslinked polyethylene.

Risks of NSAIDs including but not limited to ulcers, cardiac disease, kidney and liver failure.

Plan

per Dr. Btradford, f/u with me PRN

Restrictions

Due to his left hip osteoarthritis and his chronic right hip pain post replacement with metal on metal prosthesis. Mr Gienn is unable to climb steep hills, run, lift more than 50 pounds, unable to get into a truck greater than 3 feet off the ground nor get in or out of trenches.

Therapy

- Education and instructions.
- · Clinical summary provided to patient.

Counseling/Education

- · Instructions for patient
- · Education and counseling

Health Reminders

- Assess BMI satisfied 12/20/2019.
- Assess Tobacco Use satisfied 12/20/2019.

Mark J. Rosen M.D.

Electronically signed by: MARK J ROSEN MD Date: 12/20/2019 09:10

2 2 Case 2/22-cy-200712-RPB-RNW-Document 26-1 Filed 08/17/23 Page 147 of 213

Patient Name: Hiram Glenn Jr

Social History

Behavioral: No tobacco use and smoking status: Never smoker.

Current Medication

• Ibuprofen 800MG Oral Tablet TAKE 1 TABLET BY MOUTH THREE TIMES A DAY AS NEEDED FOR PAIN, 30 days, 0 refills

Date: 12/20/2019

Allergies

No Known Allergies

Physical Findings

Vitals taken 12/20/2019 08:53 am

Height 68 in
Weight 200 lbs
Body Mass Index 30.4 kg/m2
Body Surface Area 2.04 m2

no limp

no pain with ROM, but he is limited to flexion of 90 and has no IR, ER about 20

Radiology

Office xrays: 11/22/19 left hip degenerative osteoarthritis has progressed and is now bone on bone, right hip post wright metal on metal THR. Possible lucency far lateral, possible vertical shift, but, does not look different from 9 years ago.

11/4/16 Office xrays left knee show minimal degenerative changes

12/13/19 MRI right ip 12/13/19 shows pseudo capsule but it has not changed since MRI 2013

Tests

Cobalt and Chromium serum levels

chromium level 10/19 1.3 (<1.3 nl) 10/16 Cobalt 10.8 (.1-.4)

12/19 BUN/Cr and electrolytes nl, Cobalt 8.6, Chromium 2.8

Assessment

Left hip DJD

Right hip stable vs metal reaction versus loosening

Discussed

metal on metal bearing on right and possible need for revision.

Danger of narcotics such as addiction, constipation and disorientation.

Options for care of osteoarthritis:

Physical therapy can sometimes be of benefit

acetaminophen -- never take more than 3000 mg a day

Nonsteroidal anti-inflammatories -- can increase risks of cardiovascular disease and gastrointestinal bleeding

Intraarticular cortisone -- can result in infection and raises blood sugar

Viscosupplementation -- efficacy is controversial

Arthroscopic Debridement -- unlikely to help unless there are mechanical symptoms.

Joint replacement surgery.



Steven M. Sanders, M.D. Mark J. Rosen, M.D. G. Michael Elkanich, M.D. Jannes B. Manning, M.D. Kirk T. Mendez, M.D. Jessica Kingsberg, M.D. Jocelyn Segovia, PA-C

Board Certified Orthopaedic Surgeons

2020 Palomino Lane, Suite 110, Las Vegas, NV 89106 (702) 474-7200 Office / (702) 474-0009 Fax 2680 Crimson Canyon Drive, Las Vegas, NV 89128 (702) 228-7355 Office / (702) 228-4499 Fax

Patient:

Hiram Glenn Jr

Date of Birth:

10/03/1962

SSN (last 4 #):

9232

Visit Date:

12/20/2019

Attending Provider: Mark J. Rosen M.D.

Referring Provider: DAVID BARTON

Patient Visit Note

Active Problems

PAIN-HIP/THIGH REGION - Bilateral hip pain left hip on/off for years

Length of employment

9 years

Occupation

Construction labor

Date of Injury

Chronic

Body Part

Bilateral Hips

Date of Surgery

right hip 2009 Wright metal on metal

History of Present Illness

Hiram Glenn is a 57 year old male.

Medication list reviewed.

Intermittent bilateral hip pain. 90 Lortab lasted over a year.

Patient is here to be seen for his right hip. Patient states that he is not having a lot of problems with his right hip, he states it is just the regular wear and tear. Patient states that he believes he did see Dr Kang one time, but he is not considering a hip revision at this time, he does not believe he is at that point yet.

Patient presents to office today for an annual follow up on his bilateral hips.

Has seen Dr Bradford at the recommendation of his union. He had recommended an MRI with MARS of his right hip and a cortisone injection into his left hip

Surgical History/Medical History

Total Right Hip Replacement Sept. 2009

Colonoscopy Dec. 2012

no known medical health problems

22 CV Case 4:42-cv-09712-RFR-BNW, Document 26-1 Filed 08/17/23 Page 149 of 213

Patient Name: Hiram Gienn Jr

Date: 11/22/2019

Plan

Other

Ibuprofen 800 MG tablet, three times a day as needed for pain, 30 days, 0 refills

Labs for right hip: CBC, cobalt, chromium serum levels, electrolytes, BUN and Cr tests. RTC 2-3 weeks to discuss test results and what he wants to do.

Restrictions

Due to his left hip osteoarthritis and his chronic right hip pain post replacement with metal on metal prosthesis. Mr Glenn is unable to climb steep hills, run, lift more than 50 pounds, unable to get into a truck greater than 3 feet off the ground nor get in or out of trenches.

Therapy

• Education and instructions.

• Clinical summary provided to patient.

Counseling/Education

- Instructions for patient
- · Education and counseling

Health Reminders

Assess BMI satisfied 11/22/2019.

}

Assess Tobacco Use satisfied 11/22/2019.

Mark J. Rosen M.D.

Electronically signed by: MARK J ROSEN MD Date: 11/22/2019 11:09

22. CVCase 0:22-0712 FFF BNVG-boomhernt 26-1 Filed 08/17/23 Page 150 of 213

Date: 11/22/2019

Patient Name: Hiram Glenn Jr

Allergies

No Known Allergies

Physical Findings

Vitals taken 11/22/2019 09:21 am

Height 68 in
Weight 200 lbs
Body Mass Index 30.4 kg/m2
Body Surface Area 2.04 m2

no limp

no pain with ROM, but he is limited to flexion of 90 and has no IR, ER about 20

Radiology

Office xrays: 11/22/19 left hip degenerative osteoarthritis has progressed and is now bone on bone. right hip post wright metal on metal THR. Possible lucency far lateral, possible vertical shift, but, does not look different from 9 years ago.

11/4/16 Office xrays left knee show minimal degenerative changes

Tests

Cobalt and Chromium serum levels

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Assessment

Left hip DJD

Right hip stable vs metal reaction versus loosening

Discussed

metal on metal bearing on right and possible need for revision.

Danger of narcotics such as addiction, constipation and disorientation.

Options for care of osteoarthritis:

Physical therapy can sometimes be of benefit

acetaminophen -- never take more than 3000 mg a day

Nonsteroidal anti-inflammatories -- can increase risks of cardiovascular disease and gastrointestinal bleeding Intraarticular cortisone -- can result in infection and raises blood sugar

Viscosupplementation -- efficacy is controversial

Arthroscopic Debridement -- unlikely to help unless there are mechanical symptoms.

Joint replacement surgery.

Risks and benefits of left total hip replacement. Discussed risks including but not limited to anaesthetic risks including death, surgical risks including blood or fat clots to heart, brain, lungs, prolonged recovery, numbness, damage to nerves, leg length discrepancy, dislocation of hip, continued pain, increased pain, risks of infection and possible need for revision of hip.

Mako left total hip replacement with Stryker prosthesis using ceramic on highly crosslinked polyethylene.

Risks of NSAIDs including but not limited to ulcers, cardiac disease, kidney and liver failure.



Steven M. Sanders, M.D. Mark J. Rosen, M.D. G. Michael Elkanich, M.D. James B. Manning, M.D. Kirk T. Mendez, M.D. Jessica Kingsberg, M.D. Jocelyn Segovia, P.A.C

Board Certified Orthopaedic Surgeons

2020 Palomino Lane, Sulte 110, Las Vegas, NV 89106 (702) 474-7200.Office / (702) 474-0009 Fax 2680 Crimson Canyon Drive, Las Vegas, NV 89128 (702) 228-7355 Office / (702) 228-4499 Fax

Patient:

Hiram Glenn Jr

Date of Birth:

10/03/1962

SSN (last 4 #):

9232

Visit Date:

11/22/2019

Amended 11/22/2019 10:51 by MARK J ROSEN MD

Attending Provider: Referring Provider:

Mark J. Rosen M.D. DAVID BARTON

Patient Visit Note

Active Problems

• PAIN-HIP/THIGH REGION - Bilateral hip pain left hip on/off for years

Length of employment

9 years

Occupation

Construction labor

Date of Injury

Chronic

Body Part

Bilateral Hips

Date of Surgery

right hip 2009 Wright metal on metal

History of Present Illness

Hiram Glenn is a 57 year old male.

· Medication list reviewed.

Intermittent bilateral hip pain. 90 Lortab lasted over a year.

Patient is here to be seen for his right hip. Patient states that he is not having a lot of problems with his right hip, he states it is just the regular wear and tear. Patient states that he believes he did see Dr Kang one time, but he is not considering a hip revision at this time, he does not believe he is at that point yet.

Patient presents to office today for an annual follow up on his bilateral hips.

Surgical History/Medical History

Total Right Hip Replacement Sept. 2009

Colonoscopy Dec. 2012

no known medical health problems

Social History

Behavioral: No tobacco use and smoking status: Never smoker.

222 CV Case 2.12-ev-0d 11/18/18-BINN/ Document 26-1 Filed 08/17/23 Page 152 of 213

Patient Name: Hiram Glenn Jr

Physical Findings

Vitals taken 07/26/2018 02:56 pm

Height
Weight
Body Mass Index
Body Surface Area

Date: 07/26/2018

68 in 200 lbs 30.4 kg/m2

2.04 m2

no limp

pain with ROM

Left knee with MJLT, ROM 5-125, no instability, +macmurray's

Radiology

Office xrays: 7/26/18 left hip degenerative osteoarthritis. right hip post wright metal on metal THR. Possible lucency far lateral, possible vertical shift, but, does not look much different from 9 years ago

11/4/16 Office xrays left knee show minimal degenerative changes

Tests

Cobalt and Chromium serum levels

chromium level 10/19 1.3 (<1.3 nl) 10/16 Cobalt 10.8 (.1-.4)

Assessment

Left hip DJD

Right hip stable vs metal reaction versus loosening

Discussed

metal on metal bearing

Danger of narcotics such as addiction, constipation and disorientation.

Plan

RTC in 2 years for surveillance xrays right hip. Sooner PRN

Therapy

- · Education and instructions.
- Clinical summary provided to patient.

Counseling/Education

- · Instructions for patient
- · Education and counseling

Health Reminders

- Assess BMI satisfied 07/26/2018.
- Assess Tobacco Use satisfied 07/26/2018.

Mark J. Rosen M.D.

Electronically signed by: MARK J ROSEN MD Date: 07/26/2018 15:59



Steven Sanders M.D. Mark Rosen, M.D. G. Michael Elkanich, M.D. James B. Manning, M.D. Kirk T. Mendez, M.D. Jocelyn Segovia, P.A.C.

Board Certified Orthopsedic Surgeons 2020 Palomino Lane, Suite 200, Las V egas, NV 89106 (702) 474-7200 office 2680 Crimson Carryon Drive, Las Vegas, NV 89128 (702) 474-0009 fax

Patient:

Hiram Glenn Jr

Date of Birth:

10/03/1962

SSN (last 4 #):

9232

Visit Date:

07/26/2018

Attending Provider: Referring Provider:

Mark J. Rosen M.D. **DAVID BARTON**

Patient Visit Note

Active Problems

PAIN-HIP/THIGH REGION - Bilateral hip pain left hip on/off for years

Length of employment

9 years

Occupation

Construction labor

Body Part

Bilateral Hips

Date of Surgery

right hip 2009 Wright metal on metal

History of Present Illness

Hiram Glenn is a 55 year old male.

Medication list reviewed.

Intermittent bilateral hip pain. 90 Lortab lasted over a year.

Patient is here to be seen for his right hip. Patient states that he is not having a lot of problems with his right hip, he states it is just the regular wear and tear. Patient states that he believes he did see Dr Kang one time, but he is not considering a hip revision at this time, he does not believe he is at that point yet.

Past Medical/Surgical History

Total Right Hip Replacement Sept. 2009

Colonoscopy Dec. 2012

no known medical health problems

Social History

Behavioral: No tobacco use and smoking status: Never smoker.

Current Medication

None

Allergies

No Known Allergies

2 2 2, Case; 2; 2; qv=00712+RFBCBNW (by) cupage 26-1 Filed 08/17/23 Page 154 of 213

Patient Name: Hiram Glenn Jr

no limp

pain with ROM

Left knee with MJLT, ROM 5-125, no instability, +macmurray's

Radiology

Office xrays: 7/15/16 left hip degenerative osteoarthritis. right hip post wright metal on metal THR. Possible lucency far lateral, possible vertical shift, but, does not look much different from 4 years ago

Date: 11/04/2016

11/4/16 Office xrays left knee show minimal degenerative changes

Tests

Cobalt and Chromium serum levels

chromium level 10/19 1.3 (<1.3 nl) 10/16 Cobalt 10.8 (.1-.4)

Assessment

Left hip DJD

Right hip stable vs metal reaction versus loosening

Discussed

metal on metal bearing

Plan

OTHER

Hydrocodone-Acetaminophen 10-325 MG TABS, 1 every 4 - 6 hours as needed, 30 days, 0 refills

REferral to Dr. Kang re his right hip revision.

Therapy

- Education and instructions.
- Clinical summary provided to patient.

Counseling/Education

- Instructions for patient
- Education and counseling

Health Reminders

- Assess BMI satisfied 11/04/2016.
- Assess Tobacco Use satisfied 11/04/2016.

MARK J. ROSEN MD

Electronically signed by: MARK J ROSEN MD Date: 11/04/2016 16:40

Case 2022-01/200712-REBINIV Golding 26-1 Filed 08/17/23 Page 155 of 213



Steven Sanders, M.D. Mark Rosen, M.D. G. Michael Elkanich, M.D. James B. Manning M.D. Kirk T. Mendez, M.D. Jocelyn Segovia, P.A.C.

Board Certified Orthopaedic Surgeons 2020 Palomino Lane, Suite 200, Las Vegas, NV 89106 (702) 474-7200 office (702) 474-0009 fax 2680 Crimson Canyon Drive, Las Vegas, NV 89128

Patient:

Hiram Glenn Jr

Date of Birth:

10/03/1962

SSN (last 4 #):

9232

Visit Date:

11/04/2016

Attending Provider: MARK J. ROSEN MD

Referring Provider: WENDELL D. BUTLER M.D.

Patient Visit Note

Active Problems

PAIN-HIP/THIGH REGION - Bilateral hip pain left hip on/off for years

Occupation

Construction labor

Body Part

Bilateral Hips

Date of Surgery

right hip 2009 Wright metal on metal

History of Present Illness

Hiram Glenn is a 54 year old male.

· Medication list reviewed.

Intermittent bilateral hip pain. 90 Lortab lasted over a year.

Left knee pain intermittently for the last year. Occasionally pops, clicks, locks and swells. No history of injury nor trauma.

Past Medical/Surgical History

Total Right Hip Replacement Sept. 2009

Colonoscopy Dec. 2012

no known medical health problems

Social History

Behavioral: No tobacco use and smoking status: Never smoker.

Allergies

No Known Allergies

Physical Findings

Vitals taken 11/04/2016 03:45 pm

Height Weight **Body Mass Index Body Surface Area** 68 in 200 lbs 30.4 kg/m2 2.04 m²

227. CV (268/1:22-cv-06/12-67-B-BNV)-DayJument 26-1 Filed 08/17/23 Page 156 of 213

Patient Name: Hiram Glenn Jr

Date: 07/15/2016

Body Surface Area

2.10 m2

no limp

pain with ROM

Radiology

Office xrays: 7/15/16 left hip degenerative osteoarthritis, right hip post wright metal on metal THR. Possible lucency far lateral, possible vertical shift, but, does not look much different from 4 years ago

Tests

Cobalt and Chromium serum levels

Assessment

Left hip DJD

Right hip stable vs metal reaction versus loosening

Discussed

metal on metal bearing

Plan

• OTHER

Hydrocodone-Acetaminophen 10-325 MG TABS, 1 every 4 - 6 hours as needed, 30 days, 0 refills

cobalt, chromium serum levels when Dr. Butler does his other labs. RTC 1-2 weeks post lab work. Next visit xray left knee and I will evaluate him for that as well

Therapy

- · Education and Instructions.
- Clinical summary provided to patient.

Counseling/Education

- · Instructions for patient
- · Education and counseling

Health Reminders

Assess BMI satisfied 07/15/2016.

i

Assess Tobacco Use satisfied 07/15/2016.

MARK J. ROSEN MD

Electronically signed by: MARK J ROSEN MD Date: 07/15/2016 15:28

Page 2 of 2

CRAFT EMPLOYEDISCIPLINARY WAR

Date Issued: January 21, 2020 Employee Name: Hiram G

Employee Number: 297263 Classification: Laborer II

Date of Incident: December 4, 2019 Time: Approx. 7:00 A.M. to 9:30 A.M.

Date of Incident: December 4, 2019 Time: Approx. 7:00 A.M. to 9:30 A.M.

Category Matrix Number: III Infraction Number (1st, 2nd, etc.) 1st

Work Rule Infraction Description: Unsatisfactory Performance and Neglecting Job Duties

Detailed description of incident:

On Wednesday, December 4, 2019, you were witnessed in the Area 6 Shop breakroom from 7:00 a.m. to 9:30 a.m. neglecting your job duties and you failed to reach out to management for direction on your work assignment for the day. This behavior is considered Unsatisfactory Performance. You must always reach out to management whenever you have a question regarding your work assignment or job duties. You should not wait for management to reach out to you, you should always be productive while on duty.

The Craft Employee Work Rules state:

- Craft Work Rule 6.1.3 The Projects Policy shall be "a fair day's work for a fair day's pay." Therefore, employees will
 be at their assigned reporting place or work location at the start of their shift and work until the authorized quitting time
 at the end of their shift. Loitering, late starts, and early quits will be disciplined in accordance with the attached
 disciplinary guidelines.
- Craft Work Rule 6.2.1 There shall be no organized coffee breaks, rest periods, or other nonworking times during the
 work day except during scheduled one-half hour meal periods. Employees shall not leave their work are or gather for
 coffee breaks.
- Craft Work Rule 7.4.5 Unsatisfactory Performance Failing or being unable to perform work of an acceptable standard. Neglecting job duties and responsibilities. Abusing personal telephone privileges. Unauthorized selling or articles or services, distributing or posting of unauthorized literature, canvassing, polling, or petitioning.

According to the Craft Work Rules 7.3.4, "The list of violations on the attached matrix is not intended to be an all-inclusive list. There may be other violations that will result in discipline. Discipline for violations not listed on the matrix will be issued under the premise of progression as other violations on the matrix." Additionally, the matrix states, "Infractions will be evaluated on a case-by-case basis, and discipline administered may be more or less than the guidelines suggested."

As a result of this violation(s) and based on the above you are being issued this Written Disciplinary Warning.

Continued violations of this nature will result in further disciplinary action, up to and including termination.

Supervisor Signature

Employee Number

300 900

Employee Number

1-21-2020

Employee Signature

Date

Union Representative

Employee Number

Employee Number

to, the assignment and direction of its Employees.

SECTION 2. The Employer shall be the sole judge of the qualifications of each Employee and the number of Employees required to perform any work subject to this Agreement. The Employer shall have the absolute right to hire, promote, lay-off Employees or reject any applicant for employment at its discretion, and to discharge and/or suspend Employees in lieu of discharge with just cause. Any discipline must be administered within twenty-one (21) calendar days of the disciplinary decision.

SECTION 3. Subject to the provisions of Appendix A, the necessity of and the identity of foremen shall be solely determined by the Employer. It is not the intent of the Employer to assign the duties and responsibilities of Foreman to an Employee without designating such Employee as Foreman and paying them in accordance with Appendix A. It is not the intent of the Employer by virtue of this provision to eliminate Foremen.

SECTION 4. None of the rights, duties and prerogatives of the Employer referred to in this Article shall be exercised in a manner which is in conflict with the specific provisions of this Agreement. It is understood, however, the Union shall retain the right to grieve any dispute arising under this Article.

ARTICLE 11

NO STRIKES OR LOCKOUTS

SECTION 1. Due to the major national importance and the vital nature of the work being performed and the operations being conducted by the Employer and other organizations at the NNSS, the Employer and the Unions agree that the Employer's operations must not be interrupted.

In recognition of the above, the Unions, collectively, and the Employees covered by this Agreement, individually, agree they will not call, engage in, or sanction any strike, sympathy strike, work stoppage, slowdown, picketing, sit-down, sit-in, or boycott of the Employer's operations at the NNSS during the term of this Agreement and any mutually agreed upon extensions which extend past the term of this Agreement.

SECTION 2. The Employer agrees there will be no lockout of the Unions or of its Employees represented by the Unions during the term of this Agreement.

SECTION 3. Any violation of Section 1 or Section 2 of this Article shall be expeditiously resolved within twenty-four (24) hours by the effected parties, and the issues given rise to the dispute, shall not be subject to the provisions of the Grievance and Arbitration Procedure.

SECTION 4. It shall not be cause for discharge or disciplinary action in the event an employee individually refuses to go through or work behind any picket line at the Employer's place of business provided said picket line is in connection with a lawful primary labor dispute that is sanctioned by the Southern Nevada Building and Construction Trades Council and other Signatory Unions to this Agreement,

SECTION 5. PROTECTION OF LIFE AND PROPERTY: The Unions agree that/in the event any member of the bargaining unit exercise their individual right under Section 4 above, the Unions will make every legitimate effort to ensure the minimum services for the protection of life and property, of the type performed by Employees under this Agreement, are provided.

- A. SAFETY GLASSES: Employees shall be entitled to a pair of Safety Glasses (Z-87) allowance of two hundred twenty-five dollars (\$225.00) every twenty-four (24) months or 1) when there is a major prescription change per year or 2) when the glasses are damaged in a way that makes them unsafe or unwearable.
- B. SAFETY BOOTS: Employees shall be entitled to a Safety Boot allowance of two hundred dollars (\$200.00) per year or when the boots are damaged and unsafe or unwearable. 米

An Employee who self terminates prior to completing ninety (90) calendar days of employment, may be required to reimburse the Employer for the cost of the safety glasses and safety boots.

SECTION 4. The Employer shall provide cool, potable drinking water and sanitary means of drinking the water at the work location, and adequate toilet facilities which are reasonably accessible. It is the intent of this Section to provide drinking water on a daily basis, at the beginning of the shift.

SECTION 5. ON THE JOB INJURIES: When an Employee covered by this Agreement is injured on the job during their regular straight-time shift to the extent of being unable to work for the remainder of their shift, that Employee shall be paid their full straight-time shift at their regular rate. Their ability to work or not work shall be determined by a qualified physician or other designated representative of the Employer's medical department.

SECTION 6. WORKERS COMPENSATION: The Employer and the Signatory Unions to this Agreement are encouraged to develop and implement alternative dispute resolution procedures to resolve workers compensation claims disputes when and where permissible and/or legal.

ARTICLE 17

PROCESSING TIME

SECTION 1. In administering this provision, the following guidelines shall apply:

- A. Applicants will be processed through the Employer's office between the hours of 7:00 am and 5:00 pm, Monday through Friday.
- A job applicant engaged in training when their requisition is canceled shall be paid two (2) hours В. at the straight-time rate of pay, or actual time spent in training, whichever is greater.
- C. An applicant rejected as a result of a medical disqualification; they shall be paid for training time.
- D. The Employer agrees to pay applicants for all time spent in employment processing, at the straighttime rate of pay, to include up to one and one-half (1-1/2) hours each way to defray travel expenses if directed by the Employer to the NNSS, or up to five (5) hours if directed to the NTTR, unless the applicant is not able to meet the Employer's job requirements, for the job to which they were referred, or for reasons which are the applicant's own responsibility.
- E. All applicant's time must begin and end at the Labor Relations office.

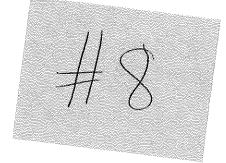
SECTION 2. An applicant who is interviewed and not offered employment, shall receive two (2) hours at the straight-time rate of pay. This pay shall be mailed to their address of record or the Local Union office to the attention of the appropriate Union Representative, within two (2) weeks following the date of the rejection. This payment does not count as wages and shall not include fringe benefits or payroll deductions.

SECTION 3. Employees returning to work from an approved leave without pay or inactive payroll, shall

2 2 2 Case 8:122-007112 RFB BNW - Decument 26-1 Filed 08/17/23 Page 160 of 213

Marathon





PATIENT REFERRAL/CONSULT REQUEST

Date of Referral: 8/23/70(9

Referral made to: Pain Management	From:
Dr. Danjel Burkhead	Health Center: Laborers Health and Wellness
19920 W. Chayenne Ave Svite 110	7135 W. Sahara Ave. LV NV 89117 Ste.100
LV IVV 89/29	Clinician Name: Romeo Rasales, DA-C
Phone: (100) 316 - 2281	Phone :(702)-222-9355
Fax: (702) 316-22-72	Fax:(702)-732-8540

Patient Information			
Name: Glenn Hiram			DOB: 10/03/ 42
Address: 1841 Drifters Peak St.			
City: Las Vegas	State:	M	Zip: 89144
Phone: (702)929-9202	Email:		

I am consulting you concerning the referenced patient for the reasons set forth below. I would appreciate if you could return a consult report and any other pertinent information to me using the contact information below. Thank you in advance for you assistance with this patient.

Reason for referral:	Dx code:
Malerate -	ievere OA DHO
☐ Appointment scheduled with you	
☐ Patient given your office's contac ☐ Please call patient to schedule an	nformation and will call to schedule.

Please notify us if the patient does not make or keep the appointment with your office.

Please fax consult notes back once patient is seen.

LWE, leave without pay – indicating medical in the misc. data section. You can take the time for the days/duration of the assignment you do not feel you can perform.

• You requested an assignment in the shop in the forward area. This assignment is currently available for ½ a day's work once a week. Management will assign this work to you as it available.

Please bring a doctor's note or something from your medical provider responding to the questions above, and the filled out medical questionnaire and provide it to Angi Wolf, on or by July 12, 2018. Once we receive this information we will reassess the accommodation requests and meet with you to determine what (if any) reasonable accommodation(s) would allow you to perform the essential functions of your job.

In the meantime, if something changes or you have any questions or concerns please reach out to me and we can continue our interactive process.

Sincerely, Angi

Angi Wolf
Staff Relations
Mission Support and Test Services
contractor for the Nevada National Security Site
2621 Losee Road
North Las Vegeas, NV 89030
Office: 702.295.3690

Office: 702.295.3690 Fax: 702.295.2908

Email: wolfan@nv.doe.gov

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#1

ct and any attachments may ne intended recipient, you should om retaining, distributing, us delivery by return e-mail. Thank

Andrews, Taylor (CONTR)

Subject:

FW: Hiram Glenn

Attachments:

Template Job Accommodation Questionnaire 032817 (003) (002).doc

Hello Hiram,

Thank you for taking time to engage in the ADA Interactive process with me and your supervisors. I would like to outline our discussion from June 13, 2018, regarding your accommodation requests.

To confirm, you are requesting an accommodation to limit your strenuous activity, particularly climbing, as much as possible and to be placed on the least labor intensive laborer work assignment. You have also asked to have a truck that is lower and easier to climb into, or a truck with a step/runner to help you get into the vehicle easier. We have temporarily agreed to these requests while we wait to receive additional information and can assess and review the request from you on a long term basis. Currently we have agreed to the following:

This is a temporary approval of your request to limit your strenuous activity, particularly climbing, as much as possible and to be placed on the least labor intensive laborer work assignment and to have a truck that is lower and easier to climb into, or a truck with a step/runner to help you get into the vehicle easier. In order to make longer term decisions, we will need more information and clarification from your personal physician. I am asking that you bring me a note from your physician that tells us the following:

- 1. The basis for the accommodation (no need to provide a diagnosis); and
- 2. What accommodation (if any) is being requested/recommended; and
- 3. What is the estimated time frame for this accommodation request.

I have also attached for your healthcare provider a job description for their reference.

Please have this information to us by July 12, 2018. If this time frame does not work for you, please let me know as soon as possible.

As well, please have your healthcare provider fill out the included medical questionnaire.

In the meantime, the following is temporarily agreed upon for now until we receive further clarification from your personal physician:

- In your position as laborer II you have access to and utilize a company government vehicle to go to your assigned work assignment at the NNSS. The company will make available to you a truck that is lower, or has a step/running board. Management will work with you on this and talk with you to ensure what is available will work for you.
- You will be assigned the least strenuous laborer II work assignment available, and management will work to limit your strenuous activity, particularly climbing, as much as possible. Management will assign you work assignments for the next day at the end of the previous work day, and should the assignment available to you not meet your accommodation request, the company will allow you leave as an alternative. Please designate as

3. Given the above-referenced functional limitations, please list below the specific job duties you believe the associate is unable to perform due to his/her impairment. Please identify the underlying functional restriction(s) which prevents the associate from performing the job duty, and identify the expected duration of each outlined restriction. (Attach additional sheets if necessary.)

	Job Duty	Underlying Functional Restriction(s) Impacting Job Duty	Duration Of Restriction(s)
i	Needs a vehicle withouty I ft High Step	Decreased Rom Hip due to Arthrifis	Permanent
ii			
iii			
iv			·

((Are there any reasonable accommodations you overcome the functional limitations referenced abssential duties of the position? If so, please spactual and medical reasons why you believe the addressing the individual's functional limitation.	ove and thereby ena ecify the reasonable	able the indivi e accommodat	idual to perform the tion and explain the ely to be effective in
Ī	reeds vehicle WH		Migh	step.
Heal	th Care Provider Signature:	Contid	Sate:	31/2020

5. Can you perform the essential duties of the job outlined in Question 3 with a reasonable accommodation? If yes, please recommend a reasonable accommodation that would enable you to perform the job duties.

PART 2 - COMPLETED BY ASSOCIATE

	Can You Perform Outlined In Que Reasonable Acc	stion 3 With A	If Yes, Please Recommend A Reasonable Accommodation	
i	Yes	☐ No	lower truck with only I ft high step	
ii	☐ Yes	☐ No		
iii	☐ Yes	☐ No		
iv	Yes	☐ No		

		anners again
Associate Name: HIRAM GIENN Jr.		
Associate Signature: Hum Home J.	Date: 1-31-2020	
THE STATE OF THE PARTY OF THE P	NEWSTERN PARKETE DEPTHENTERN	
PART 3 - COMPLETED BY HUMAN RESOURCES REPRESENTATIVE WHEN COMP	TRIED LOKM 12 KRIOKNED	
Human Resources Representative Name:	Date:	

7/13

Soft Act Which

Job Accommodation Questionnaire
Date Provided to Associate: 1 - 30-20 Delivered by: EMGI Method of Delivery: circle one Hand Delivery FedEx/Regular Mail Email
INSTRUCTIONS FOR COMPLETING THIS FORM
Associates should work with their Health Care Providers to complete this form. This form will assist the Company in determining what accommodation(s), if any, could be provided to an associate to enable them to remain at work. The Health Care Provider should complete and sign Part 1 of this form. The associate should complete and sign Part 2 of this form. Associates must return this form fully completed within 15 calendar days of receiving this form from the Company. The completed form should be returned to the associate's Human Resources Representative. Before completing this form, both the associate and Health Care Provider should review the GINA Compliance Notice that appears immediately below.
GINA Compliance Notice
The Genetic Information Nondiscrimination Act of 2008 (GINA) prohibits employers and other entities covered by GINA Title II from requesting or requiring genetic information of an individual or family member of the individual, except as specifically allowed by this law. To comply with this law, we are asking that you not provide any genetic information when responding to this request for medical information. "Genetic information," as defined by GINA, includes an individual's family medical history, the results of an individual's or family member's genetic tests, the fact that an individual or an individual's family member sought or received genetic services, and genetic information of a fetus carried by an individual or an individual's family member or an embryo lawfully held by an individual or family member receiving assistive reproductive services.
GENERAL INFORMATION
Associate Name: HIRAM GIENN Tr. Associate Position: Laborer 11
Location: NNSS Arca 6 IN UIA Job Title: UIA Laborer 11
Job Description Attached (recommended): Yes No Round Washington (recommended): Yes No Round Washington (recommended): Yes No Round Washington (recommended): Yes No Round Wash
Health Care Provider Business Address: 100 80 80393 W 891
PART 1 - COMPLETED BY HEALTH CARE PROVIDER
 Please describe the physical or mental impairment or medical condition prompting the associate's request or need for a reasonable accommodation. Note to California Healthcare Providers: Do not answer this question.
DIP G BLIP
 Please list any specific functional limitations resulting from the impairment identified in your response to Question 1 (including limitations resulting from medication and/or other treatment) impacting the associate's ability to perform his/her job duties (e.g., cannot bend, stand, lift, push, pull, walk, climb, etc.).
See #3

	Job Duty	Underlying Functional Restriction(s)	Duration Of Restriction(s)
	Steep Clinsing of Cills	Ai - /	ferever
i	Lifty Polysubon	#6	farevo.
i	U		
,	M.C.S.		
H	,	relle ladder Cetrain for	going in ditchs
gabaa	ealth Care Provider Signature: _ ART 2 - COMPLETED BY ASSOCIA Can you perform the essential of If yes, please recommend a reas Can You Perform The Job Dutie	ATE Jet (b) Date ATE Juties of the job outlined in Question 3 with a reponsible accommodation that would enable you	easonable accommodation to perform the job duties
PA	ealth Care Provider Signature: _ ART 2 - COMPLETED BY ASSOCIATION Can you perform the essential of If yes, please recommend a reasonable Accommodation?	Date ATE Juties of the job outlined in Question 3 with a ronable accommodation that would enable you as If Yes, Please Recommend A Reason	easonable accommodation to perform the job duties
PA	ealth Care Provider Signature: _ ART 2 - COMPLETED BY ASSOCIATION Can you perform the essential of If yes, please recommend a reason You Perform The Job Dutie Outlined In Question 3 With A Reasonable Accommodation? Yes \ \textstyle{\textstyle{\textstyle{1}}} \ \text{No}	Date ATE Juties of the job outlined in Question 3 with a ronable accommodation that would enable you as If Yes, Please Recommend A Reason	easonable accommodation to perform the job duties
PA	can you perform the essential of If yes, please recommend a rease Outlined In Question 3 With A Reasonable Accommodation? Yes Yes No	Date ATE Juties of the job outlined in Question 3 with a ronable accommodation that would enable you as If Yes, Please Recommend A Reason	easonable accommodation to perform the job duties
P	can you perform the essential of If yes, please recommend a reas Can You Perform The Job Dutie Outlined In Question 3 With A Reasonable Accommodation? Yes No Yes No	Date ATE Juties of the job outlined in Question 3 with a ronable accommodation that would enable you as If Yes, Please Recommend A Reason	easonable accommodation to perform the job duties
P	can you perform the essential of If yes, please recommend a rease Outlined In Question 3 With A Reasonable Accommodation? Yes Yes No	Date ATE Juties of the job outlined in Question 3 with a ronable accommodation that would enable you as If Yes, Please Recommend A Reason	easonable accommodation to perform the job duties

7/13

Date: _____

Human Resources Representative Name:

		Job Accommodation Questionnaire
Date Provided to Associate:	Delivered by:	Method of Delivery: circle one Hand Delivery FedEx/Regular Mail Email
	INSTRUCTIONS FOR COM	IPLETING THIS FORM
Company in determining what remain at work. The Health Ca complete and sign Part 2 of the days of receiving this form from Human Resources Represent	t accommodation(s), if any are Provider should complines form. Associates must m the Company. The compative. Before completi	ers to complete this form. This form will assist the could be provided to an associate to enable them to ete and sign Part 1 of this form. The associate should return this form fully completed within 15 calendar appleted form should be returned to the associate's ng this form, both the associate and Health Care that appears immediately below.
	GINA Complia	nce Notice
covered by GINA Title II from of the individual, except as spont provide any genetic infoinformation," as defined by GII or family member's genetic treceived genetic services, and	requesting or requiring ge ecifically allowed by this la ormation when responding NA, includes an individual' tests, the fact that an indi- genetic information of a fe	2008 (GINA) prohibits employers and other entities enetic information of an individual or family member aw. To comply with this law, we are asking that you g to this request for medical information. "Genetic is family medical history, the results of an individual's ividual or an individual's family member sought or etus carried by an individual or an individual's family or family member receiving assistive reproductive
GENERAL INFORMATION		
Associate Name: HIRGI	M GLENN Jr	Associate Position: LG 60 CER II
Location: NNSS	Job Title	: Laborer Construction
Job Description Attached (reco	ommended): Yes No_	*****
Health Care Provider Name:	Bone + Joi	Nt Specialist
	_	Crimson Canyon Dr
Health Care Provider Phone N		•
PART 1 – COMPLETED BY HI	EALTH CARE PROVIDER	
Please describe the physical request or need for a real restriction.	sical or mental impairme asonable accommodation.	ent or medical condition prompting the associate's Note to California Healthcare Providers: Do not Stock that is
Occapitan 1 (indication its	unitationa nonelelus fuera	ing from the impairment identified in your response to medication and/or other treatment) impacting the incommon to medication and/or other treatment) impacting the incommon to the impaction of the impact of the

2 2 Case 2:22-cv200712-RFB-BNW Document 26-1 Filed 08/17/23 Page 167 of 213

Whitlow, Patrice (CONTR)

From:

Gonzalez, Gerardo (CONTR)

Sent:

Wednesday, May 08, 2019 1:21 PM

To:

Whitlow, Patrice (CONTR)

Subject:

RE: weekly report

Effective Monday 5/13/2019 I need you and your crew to report and end your day at building 129, there's lockers and a daily safety briefing. Also all WBT's need to be competed in building 113.

Gerardo Gonzalez

Labor II General Foreman

Office 702-295-3754

Cell 702~488~1836

GonzalG@nv.doe.gov

Mission Support And Test Se

Contractor To The United De

Bldg 6-906

NEVADA NATIONAL

SECURITY SITE

From: Whitlow, Patrice (CONTR) < WhitloP@nv.doe.gov>

Sent: Tuesday, May 07, 2019 5:02 PM

To: Gonzalez, Gerardo (CONTR) < GonzalG@nv.doe.gov>

Subject: weekly report

5-6-19 went to see Nicki Burns for Q briefing from 10:00 to 11:30. Worked on fire house outside. Left at 3:00 for appointment

5-7-19 worked outside fire house demo and inside taking demo stuff to the dumpster

Thanks and have a great day! @ @

Whitlow, Patrice (CONTR)

From:

Gonzalez, Gerardo (CONTR)

Sent:

Wednesday, May 08, 2019 11:30 AM

To:

Whitlow, Patrice (CONTR)

Subject:

RE: Weekly Update

Thanks Patrice, just so you know after reviewing the work package with Katie and talking with Mike. You don't get respirator pay until we start the actual abatement.

Thanks and have a great day

Gerardo Gonzalez

Labor II General Foreman

Office 702-295-3754

Bldg 6-906

Cell 702-488-1836

GonzalG@nv.doe.gov

Mission Support And Test Services

Contractor To The United Department Of Energy



From: Whitlow, Patrice (CONTR) < WhitloP@nv.doe.gov>

Sent: Thursday, May 02, 2019 4:19 PM

To: Gonzalez, Gerardo (CONTR) < GonzalG@nv.doe.gov>

Subject: Weekly Update

Monday, April 29

We suited up and removed ceiling tiles and light ballasts from the fire station building.

Tuesday, April 30

I went to Beyond Zero training In the morning. The crew worked on the outside of the building and demoed the inside.

Wednesday, May 1

We worked again on the outside of the building and demoed the inside.

Thursday, May 2

We worked again on the outside of the building and demoed the inside.

Thanks and have a great weekend! @

2 2, 2, Case 2:24-cy 2007124RFR BINN Boltument 26-1 Filed 08/17/23 Page 169 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Thursday, June 13, 2019 4:45 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

6-13-19 Hiram, Jerry, and I worked on cutting the pipe.

2 2 2. < Case 2021 CV-20071 HR RED BAW (Preyment 26-1 Filed 08/17/23 Page 170 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Wednesday, June 12, 2019 4:27 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

6-12-19 Hiram and I worked in the firehouse doing tile clean up. Nigel and Jerry cut pipe until after lunch.

2 2 Case 2:22 cv-00712-FFBrBhW- DGc/ment 26-1 Filed 08/17/23 Page 171 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Tuesday, June 11, 2019 4:30 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

6-11-19 Hiram work with me in the firehouse Nigel and Jerry cut pipe.

222 Case 2:22-cy-00712-RFB-BNW-Document 26-1 Filed 08/17/23 Page 172 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Monday, June 10, 2019 4:52 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-10-19 Hiram Nigel and Jerry worked with me at the firehouse doing tile at 1:30 we stacked liners in dorms.

2. 2.2. Case2021 dv200712-FFFB BANK 106chenent 26-1 Filed 08/17/23 Page 173 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Thursday, June 06, 2019 4:52 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

6-6-19 Hiram, Jerry and Nigel worked with me at the firehouse all day.

222 CV 0630 2.22cv-007/12/F/RG-BINW Exchanged 26-1 Filed 08/17/23 Page 174 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Wednesday, June 05, 2019 4:49 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

Nigel worked with me at the firehouse doing tile. Jerry and Hiram cut pipe until 3:00pm and then they did tile. 6-5-19

7 2 2 Cocase 372-cy-00712/14 FB-BNW, Document 26-1 Filed 08/17/23 Page 175 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Tuesday, June 04, 2019 4:49 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

6-4-19 Nigel worked with me in the firehouse doing tile and Hiram and Jerry cut pipe all day.

2 2 2 Case 2:23-av-00712-RFB-BNW, Document 26-1 Filed 08/17/23 Page 176 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Monday, June 03, 2019 4:45 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

6-3-19 Hiram, Jerry and Nigel worked with me at the firehouse this morning doing tile and at 9:30 Jerry and Hiram went to cut pipe.

2 2 2 CV Case 2/21-2v-00712/RRBYBINW Document 26-1 Filed 08/17/23 Page 177 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Thursday, May 30, 2019 4:42 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-30-19 Hiram, Jerry and Nigel worked with me at the firehouse this morning doing tile and after lunch Jerry and Hiram went to cut pipes with Mark.

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Wednesday, May 29, 2019 4:49 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-29-19 We scraped and cleaned floors today. Hiram helped with scraping and cleaning floors until about 9:30 and then cut pipe with Jerry .

2 2 C VCaso @: 22102-0071/2- PRESIDENT WG Degument 26-1 Filed 08/17/23 Page 179 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Tuesday, May 28, 2019 4:24 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-28-19 We did tile work in the fire house, Jerry also cut up asbestos pipe with mark for about 5 hours. We wore mask and suits.

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Thursday, May 23, 2019 4:29 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

We cut and wrapped asbestos pipe with Mark, we also did tile work in the fire house. We wore mask and suits.5-23-19

2 2 7 C v-Casto 2.12.12-2v-00/#12/42 10-BNW/ Proportion 126-1 Filed 08/17/23 Page 181 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Wednesday, May 22, 2019 4:42 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-22-19 We cut up asbestos pipe for Mark ,we also did tile in the fire house . We wore our mask and sutits .

2 2 2 Case 2:321 cv 200712 HR FR 49 New Gold Lineary 26-1 Filed 08/17/23 Page 182 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Tuesday, May 21, 2019 4:51 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-21-19 Jerry cut pipe with Mark for 3 hours ,we also pulled up tile in fire house we wore mask and suits.

2 2 2 C Case 2:22 qv200712 + RFR 2BMW (Ode more) 26-1 Filed 08/17/23 Page 183 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Monday, May 20, 2019 4:55 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-20-19 we cut asbestos pipe with Mark, we also did tile work in firestation. We wore our respiratortors today while working with these hazardous materials.

2 2 2 Case 2024-qv-20712-BFB/BNW, Dogument 26-1 Filed 08/17/23 Page 184 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Thursday, May 16, 2019 4:17 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-16-19 we pulled up carpet ,loaded up the dumpster and cut pipe with Mark (mass and haszardous pay)

2 2 2 Cace(2/22-2v-007/4/2/ARB-BMW) - Document 26-1 Filed 08/17/23 Page 185 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Wednesday, May 15, 2019 4:44 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-15-19 we pulled up carpet and put up signs and plastic. We wore respirators and worked with hazardous materials.

2 2 2. 4 V Case 2.22-2v-00711/21RFB/BNW- DOMINOEnt 26-1 Filed 08/17/23 Page 186 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Tuesday, May 14, 2019 5:04 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-14-19 We put up plastic on the windows, doors, and vents and put stuff in the dumpster. We wore respirators all day.

2 2 2 Case 2:200-010712-RFB-BNKA Boodin bet 26.1 Filed 08/17/23 Page 187 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Monday, May 13, 2019 4:41 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-13-19 we demoed in the inside of the fire house and loaded up the dumpster

Case 2:22-cy-00712-RFB-BNW Document 26-1 Filed 08/17/23 Page 188 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Thursday, May 09, 2019 5:02 PM Gonzalez, Gerardo (CONTR)

To: Subject:

weekly report

We finished demo on the trailer outside and worked inside on 5-9-19

2 2 2 Case 2:22102-00712/HTB2BNW Gopument 26-1 Filed 08/17/23 Page 189 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Wednesday, May 08, 2019 4:58 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-8-19 We demoed the building outside and did some cleanup

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Tuesday, May 07, 2019 5:01 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

weekly report

5-6-19 went to see Nicki Burns for Q briefing from 10:00 to 11:30. Worked on fire house outside. Left at 3:00 for appointment

5-7-19 worked outside fire house demo and inside taking demo stuff to the dumpster

Thanks and have a great day! @ @

2 2 2 Case@127-12-007/12/1988 BNW 10600 ment 26-1 Filed 08/17/23 Page 191 of 213

Whitlow, Patrice (CONTR)

From:

Whitlow, Patrice (CONTR)

Sent:

Thursday, May 02, 2019 4:19 PM

To:

Gonzalez, Gerardo (CONTR)

Subject:

Weekly Update

Monday, April 29

We suited up and removed ceiling tiles and light ballasts from the fire station building.

Tuesday, April 30

I went to Beyond Zero training in the morning. The crew worked on the outside of the building and demoed the inside.

Wednesday, May 1

We worked again on the outside of the building and demoed the inside.

Thursday, May 2

We worked again on the outside of the building and demoed the inside.

Thanks and have a great weekend! @

1 2

so be deemed.

15.

II.

Any factual finding more properly a conclusion of law and vice versa shall

CONCLUSIONS OF LAW

- employment to have a compensable claim. NRS 616C.150. In order for an injury to arise out of and in the course of employment, Claimant must establish causation. It is not enough to suffer an injury at work but instead an employee must establish a link between workplace conditions and how those conditions caused the injury. Rio Suite Hotel and Casino v. Gorsky, 113 Nev. 600, 605, 939 P.2d 1043 (1997), Mitchell v. Clark County School District, 121 Nev,. 179, 182, 11 P.3d 1104 (2005). The injury must be caused by some risk involved within the scope of employment. Gorsky, 113 Nev. at 604, 939 P.2d at 1046. Under Rio All Suite Hotel and Casino v. Phillips, 126 Nev. 346, 351-353, 240 P.3d 2 (2010), injuries arising from employment related risks are compensable under workers' compensation, purely personal risks are not compensable and neutral risks may be compensable if Claimant satisfies the increased risk test. Phillips at 351-353. As set forth above, the credible and persuasive reporting of Dr. Shannon establishes that Claimant has failed to meet his burden to establish a compensable claim.
- 2. Causation cannot be based solely upon possibilities. <u>United Exposition</u>
 serv. Co. v. State Indus. Ins. Sys., 109 Nev. 421, 425, 851 P.2d 423 (1993), which established,
 "an award of compensation cannot be based solely upon possibilities and speculative testimony.
 A testifying physician must state to a reasonable degree of medical probability that the condition in question was caused by the industrial injury, or sufficient facts must be shown so the trier of fact can make the reasonable conclusion that the condition was caused by the industrial injury."

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Shannon also noted pre-existing hip and groin conditions. As noted above, Dr. Shannon provided the most persuasive reporting as she was able to review medical reporting and diagnostic test results unavailable to other doctors. Upon reviewing additional medical reports, in her February 21, 2022, addendum, Dr. Shannon found that Claimant had pre-existing left hip osteoarthritis. She further noted Claimant had pain going back at least 10 years to the time of his right hip arthroplasty surgery. Dr. Shannon found no significant difference between the 2013 CT scan results and the radio graphic pictures from 2019, and opined that there were similar arthritic levels in 2013 and 2019, and that Claimant's hip condition appears to the natural progression of his pre-existing condition based on diagnostic testing results. She also found no industrial aggravation, precipitation or acceleration of the pre-existing hip condition. She noted that on October 4, 2019, just days prior to Claimant's alleged industrial injury, Dr. Wu diagnosed unilateral primary osteoarthritis of the left hip and chronic pain syndrome consistent with Claimant's history of progressive hip deterioration over a 10 year span. Dr. Shannon further found no substantial industrial contributing cause to Claimant's left hip condition. For these reasons, Claimant did not satisfy his burden under NRS 616C.175 and claim denial is proper.

5. Claimant did not present evidence sufficient to show an accident and injury as required by statute. As claimant felt chronic hip and groin pain as recent as October 4, 2019, prior to the October 17, 2019, alleged date of injury, it remains unclear if Claimant did, in fact, suffer an accident and injury as defined by statute. It is unclear whether Claimant's described symptoms of a tweak in the left hip and groin area when he was performing a "walking motion" with the heavy generator to move it to the front of his truck bed or the a straining feeling when removing a 20-gallon garbage bag filled with magazine and loose leaf items from within a blue trash can was due to an accident as defined under NRS 616c.030 or was a continuation of chronic hip and groin pain as reported to Dr. Wu. As such, Claimant did not present sufficient

LEWIS BRISBOIS BISGAARD & SMITH LLP ARTORNESS AT LAW 722 EU 00112 HIRAN GIZNW

CERTIFICATE OF MAILING

The undersigned, an employee of the State of Nevada, Department of Administration, Hearings Division, does hereby certify that, on the date shown below, a true and correct copy of the foregoing **DECISION AND ORDER** was duly mailed, postage prepaid **OR** placed in the appropriate addressee runner file maintained by the Hearings Division, 1050 E. Williams Street, Carson City, Nevada, to the following:

7 HIRAM GLENN JR. 1841 DRIFTERS PEAK ST.

8 | LAS VEGAS, NV 89144

9 KATIA SPATARO ESQ NEVADA ATTORNEY FOR INJURED WORKERS

10 | 2200 SOUTH RANCHO DRIVE SUITE 230 | LAS VEGAS NV 89102-4413

MISSION SUPPORT & TEST SERVICES

12 | NLV 019

P.O. BO 98521

13 | LAS VEGAS, NV 89193-8521

LIBERTY MUTUAL

ATTN: SHELLY LERITZ

15 PO BOX 95577

LAS VEGAS NV 89193

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An employee of the State of Nevada

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provided to me in Memorandum Number M2		
•		
Hiram Glenn Jr.	Date	j

M262-SP-17-0222 ADM 16.1.5.B Hiram Glenn Jr. Page 2 of 3 September 5, 2017

Table 1. Sound Level Measurements of Typical Work Activities, Area 1, U1a Complex

Survey Date	Location	Activity / Equipment	Noise Level (dBA)
12/20/16	Outdoors	Pot-holer spray nozzle (w/wand), fan spray pattern. The hose was connected to a FX60 hydraulic tank with water	86 – 92
12/20/16	Outdoors	FX60 hydraulic tank, at control panel	90
12/20/17	Outdoors	FX60 hydraulic tank, at front of motor	92
12/20/17	Outdoors	Pot-holer spray nozzle, shower/circular spray pattern. The hose was connected to a FX60 hydraulic tank with water	88 – 90
02/07/17	Outdoors	Mikasa compactor/tamper, model MT-65HA (Jumping Jack)	90 – 96
02/07/17	Outdoors	Mikasa compactor/tamper, model MVC-88VGHW (Plate Wacker)	91 - 96

Table 2, 8-hour Noise Exposure Equivalent from Typical Work Activities

Work Location	Major Activity	Exposure Duration	Calculated 8-hr TWA (dBA)
U1a Complex, outdoors	Pot-holing activity	Approximately 4 to 5 hours per day	84 - 92
U1a Complex, outdoors	Ground compaction	Approximately 1 to 3 hours per day	85 - 94

DISCUSSION OF RESULTS...

The 8-hr TWAs in Table 2 represent your exposure to noise while operating a pot-holing spray wand/nozzle during a pot-holing activity and the operation of a compactor/tamper during a ground compaction activity. These activities are presumed to be representative of your current expected noise exposures. However, it is not practical to suggest that the above conditions would represent all potential noise exposures during these activities, nor is it all-inclusive of your past exposure. The above previous exposures to workplace noise exceeded the NSTec PEL of 85 dBA. You must continue to wear hearing protection when operating or in the proximity of hazardous-noise producing equipment.

Howard Leight Max-1 earplugs and QM24+ earmuffs are available for your use. The manufacturer's noise reduction ratings for these types of earplugs and earmuffs are 33, 25 and 26 dB, respectively. The earplugs and/earmuffs are appropriate for the types and levels of workplace noise encountered during this assessment and, if worn properly, will



Interoffice Memorandum

To:

Hiram Glenn Jr., NNSS-405

Date: September 5, 2017

From:

S. M. Prothroldeshanell-Prothro

M262-SP-17-0222 No.:

Safety and Industrial Hygiene, 5-1887

ADM 16.1.5.B

Subject: PERSONAL NOTIFICATION OF STANDARD THRESHOLD SHIFT (STS) INVESTIGATION

AND WORK-RELATED NOISE EXPOSURE ASSESSMENT RESULTS

The Occupational Safety and Health Administration standard 29 CFR 1910.95, Occupational Noise Exposure, and National Security Technologies, LLC (NSTec) Company Directive CD-P450.003, Hearing Conservation Program, require Industrial Hygiene (IH) to perform an investigation following a physician's notice of an employee STS results. On May 9, 2017, IH initiated an STS investigation by interviewing you at Area 6, Building 906, at the Nevada National Security Site (NNSS). You have been employed at the NNSS with NSTec for approximately one year (beginning in 2016). Before working at the NNSS, you worked as a Laborer for multiple companies in Las Vegas, Nevada and Copper Mountain, Colorado. You currently serve as a Laborer II. You stated that you began wearing hearing protection in 1995, and that your noisy hobbies outside the workplace include going to concerts.

TESTING METHOD AND RESULTS

IH normally uses three methods to investigate work-related noise exposures: 1) noise dosimetry; 2) sound level measurements of potentially hazardous noise sources/activities; and 3) personnel interviews and observations. Depending on the situation, one or more methods can be used during an STS investigation. IH was not able to conduct sound level measurements of your potential hazardous noise sources/activities, and it was determined that an interview/observation (review of previous sound level measurements and noise dosimetry at the same workplace) was the best approach to determine your routine noise exposures.

IH used previous sound level measurements of hazardous noise-producing equipment recorded on December 20, 2016, and February 7, 2017, as the documented sources of noise exposure performed by a typical Laborer II. The noise measurements were conducted using calibrated Quest sound level meters (SLMs) models 2100 and 2400. The SLMs measured sound level readings in decibels on the A-weighted scale (dBA) using the slow response. The 8-hour time-weighted average (8-hr TWA) noise exposures were obtained from previous noise dosimetry surveys in 2016 and 2017 as referenced above. The NSTec Permissible Exposure Limit (PEL) for occupational exposure to noise is 85 dBA for 8 hours. The sound levels produced by some typical work activities/equipment and calculated 8-hr TWAs are shown in Tables 1 and 2 below.

S740-SP-18-0239 ADM 16.1.5.B Hiram Glenn Page 2 of 2 July 2, 2019

DISCUSSION OF AIR MONITORING RESULTS

Laboratory analysis indicates that airborne concentrations of asbestos did not exceed the Occupational Exposure Limit (OEL).

CONTROLS

Engineering Controls

The asbestos abatement included wet methods and double-wrapped bags.

Administrative Controls

Administrative controls for the asbestos abatement includes a demarcated regulated area, pre-job briefing, and asbestos worker training.

Personal Protective Equipment (PPE)

PPE worn during these work activities included Tyvek with booties, hard hats (as needed), safety shoes, full-face powered air purifying respirator (PAPR) with P-100 filters. PAPRs have an Occupational Safety and Health Protection factor of 1,000. The air monitoring results above do not take respiratory protection into consideration.

CONCLUSION

Based on IH review of the operation, the controls utilized during the activities described above were adequately protective of employee.

Please sign the statement enclosed with this memo. By signing, you indicate that you have read, and been informed of, the information provided herein. Return the signed statement to IH (last page only) within five working days at mail stop NNSS-918. Feel free to make a copy of the statement for your personal records.

If you have any questions, please contact Katie Martin at 5-4854.

KVM:clc

Enclosure: as stated

cc: Medical Director, w/o enc., NNSS-276 IH Files, w/enc.



INTEROFFICE MEMORANDUM

To:

Hiram Glenn, NNSS-405

Date:

July 2, 2019

From:

S. M. Prothro Stephanie M. Prothro Digitally signed by Stephanie M Prothro No.:

S740-SP-18-0239

Occupational Safety and Industrial Hygiene

ADM 16.1.5.B

Subject: PERSONAL NOTIFICATION OF AIR MONITORING RESULTS FOR

ASBESTOS: AREA 23, BUILDING 425 OLD FIRE STATION NO. 1,

ASBESTOS ABATEMENT

On May 29, 2019, staff from Industrial Hygiene (IH) conducted air monitoring for the asbestos abatement operations that occurred at the subject location. Personal air monitoring in the breathing zone was conducted while you and another worker were abating the floor tile in the facility. This work was performed indoors. The purpose of this sampling was to determine the extent of employee exposure to asbestos.

POTENTIAL HEALTH HAZARDS

Asbestos is an inhalation hazard that can affect the respiratory tract and cause lung diseases such as asbestosis and lung cancer.

AIR MONITORING RESULTS AND STANDARDS

The samples were analyzed by Maxxam Analytics, an American Industrial Hygiene Association (AIHA) accredited laboratory, using Phase Contrast Microscopy (PCM), The analytical results are evaluated against the 2018 American Conference of Governmental Industrial Hygienists (ACGIH) Threshold Limit Values (TLVs) for asbestos. The 8-hour Time Weighted Average (8-hr TWA) sample results are reported in Table 1.

> Table 1. Asbestos Air Monitoring Results Area 23, Building 425, Old Fire Station No. 1

Date	IH Sample Number	Job Title	Activity 2018 ACGIH TLV	8-hr TWA asbestos, fibers/cc 0.1
5/29/2019	IH-19-0891	Laborer II	Floor Tile Abatement/Bagging Materials	0.0032

S740-SP-19-0151 ADM 16.1.5.B Hiram Glenn Jr. Page 2 of 2 February 25, 2019

DISCUSSION OF AIR MONITORING RESULTS

Laboratory analysis indicates that airborne concentrations of asbestos did not exceed the ACGIH TLV.

CONTROLS

Engineering Controls

The asbestos abatement included the use of wet methods and double-wrapped bags.

Administrative Controls

Administrative controls for the asbestos abatement include a demarcated regulated area, pre-job briefing, and asbestos worker training.

Personal Protective Equipment (PPE)

PPE worn during these work activities included Tyvek disposable suits with booties, hard hats (as needed), safety shoes, and a full-face air purifying respirator (APR) with P-100 filters. Full-face APRs have an Occupational Safety and Health Administration (OSHA) assigned protection factor of 50. The air monitoring results above do not take respiratory protection into consideration.

CONCLUSION

Based on IH review of the air sampling results, the controls utilized during the activities described above were adequately protective of employees.

Please sign the statement enclosed with this memo. By signing, you indicate that you have read, and been informed of, the information provided herein. Return the signed statement to IH (last page only) within five working days at mail stop NNSS-918. Feel free to make a copy of the statement for your personal records.

If you have any questions, please contact Katie Martin at 5-4854.

KVM:clc

Enclosure: as stated

cc: Medical Director, w/o enc., NNSS-276 IH Files, w/enc.



INTEROFFICE MEMORANDUM

To:

Hiram Glenn Jr., NNSS-405

Date: February 25, 2019

From:

S. M. Prothroleshanial. Prothro

No.: \$740-SP-19-0151

Occupational Safety and Industrial Hygiene

ADM 16.1.5.B

Subject: PERSONAL NOTIFICATION OF AIR MONITORING RESULTS FOR ASBESTOS: AREA 23,

BUILDING D DORMITORY, ASBESTOS ABATEMENT

On January 28, 2019, staff from Industrial Hygiene (IH) conducted air monitoring for the asbestos abatement operations that occurred at the subject location. Personal air monitoring in the breathing zone was conducted while you and three other workers were abating dormitory floor tiles. This work was performed indoors. The purpose of this sampling was to determine the extent of employee exposure to asbestos.

POTENTIAL HEALTH HAZARDS

Asbestos is an inhalation hazard that can affect the respiratory tract and cause lung diseases such as asbestosis and lung cancer.

AIR MONITORING RESULTS AND STANDARDS

The samples were analyzed by Maxxam Analytics, an American Industrial Hygiene Association (AIHA) accredited laboratory, using Phase Contrast Microscopy (PCM). The analytical results are evaluated against the 2018 American Conference of Governmental Industrial Hygienists (ACGIH) Threshold Limit Value (TLV) for asbestos. The 8-hour Time Weighted Average (8-hr TWA) sample results in fibers per cubic centimeter of air (f/cc) are reported in Table 1 below.

Table 1. Asbestos Air Monitoring Results: Dormitory D Floor Tile Removal

Date	IH Sample	Job Title	Activity	8-hr TWA f/cc
Number		2018 ACGIH TLV	0.1	
1/28/2019	IH-19-0137	Laborer II	Floor tile removal	0.012

S740-SP-19-0118 ADM 16.1.5.B Hiram Glenn Page 2 of 2 January 30, 2019

DISCUSSION OF AIR MONITORING RESULTS

Laboratory analysis indicates that airborne concentrations of asbestos did not exceed the Occupational Exposure Limit (OEL).

CONTROLS

Engineering Controls

The asbestos abatement included wet methods and double-wrapped bags.

Administrative Controls

Administrative controls for the asbestos abatement includes a demarcated regulated area, pre-job briefing, and asbestos worker training.

Personal Protective Equipment (PPE)

PPE worn during these work activities included Tyvek with booties, hard hats (as needed), safety shoes, full-face air purifying respirator (APR) with P-100 filters. APRs have an Occupational Safety and Health Protection factor of 50. The air monitoring results above do not take respiratory protection into consideration.

CONCLUSION

Based on IH review of the incident, the controls utilized during the activities described above were adequately protective of employee.

Please sign the statement enclosed with this memo. By signing, you indicate that you have read, and been informed of, the information provided herein. Return the signed statement to IH (last page only) within five working days at mail stop NNSS-918. Feel free to make a copy of the statement for your personal records.

If you have any questions, please contact Katie Martin at 5-4854.

KVM:clc

Enclosure: as stated

cc: Medical Director, w/o enc., NNSS-276

IH Files, w/enc



Managed and operated by Mission Support and Test Services

CONTAINS PRIVACY ACT INFORMATION

INTEROFFICE MEMORANDUM

To:

Hiram Glenn Jr., NNSS-405

Date: January 30, 2019

From:

S. M. Prothro Stephanie M. Prothro Digitally signed by Stephanie M. Prothro No.:

S740-SP-19-0118

Occupational Safety and Industrial Hygiene

ADM 16.1.5.B

Subject: PERSONAL NOTIFICATION OF AIR MONITORING RESULTS FOR ASBESTOS: AREA 23,

BUILDING C DORMITORY, ASBESTOS ABATEMENT

On January 3, 2019, staff from Industrial Hygiene (IH) conducted air monitoring for the asbestos abatement operations that occurred at the subject location. Personal air monitoring in the breathing zone was conducted while you and two other workers were abating dormitory carpet. This work was performed indoors. The purpose of this sampling was to determine the extent of employee exposure to asbestos.

POTENTIAL HEALTH HAZARDS

Asbestos is an inhalation hazard that can affect the respiratory tract and cause lung diseases such as asbestosis and lung cancer.

AIR MONITORING RESULTS AND STANDARDS

The samples were analyzed by Maxxam Analytics, an American Industrial Hygiene Association (AIHA) accredited laboratory, using Phase Contrast Microscopy (PCM). The analytical results are evaluated against the 2018 American Conference of Governmental Industrial Hygienists (ACGIH) Threshold Limit Values (TLVs) for asbestos. The 8-hour Time Weighted Average (8-hr TWA) sample results are reported in Table 1 below.

Table 1. Asbestos Air Monitoring Results

Date	IH Sample Number	Job Title	Activity	8-hr TWA asbestos, fibers/cc
		2018 ACGIH TLV	0.1	
1/3/2019	IH-19-0003	Laborer II	C Dormitory Carpet Removal	0.0036

M262-SP-18-0039 ADM 16.1.5.B Hiram Glenn, Jr. Page 2 of 2 November 20, 2017

Based on IH review of the air monitoring data, the work procedures and controls used were adequately protective of employees. Please sign the statement enclosed with this memo. By signing, you indicate that you have read, and been informed of, the information provided herein. Return the signed statement to IH (last page only) within five working days at mail stop NNSS-918. Feel free to make a copy of the statement for your personal records.

If you have any questions, please contact David Chan at 5-6096.

WDC:dlc

Enclosure: as stated

cc: Medical Director, w/o enc., NNSS-276

IH Files, w/enc.



Interoffice Memorandum

To:

Hiram Glenn, Jr., NNSS-405

Date: November 20, 2017

From:

S. M. Prothro Stephanie M. Prothro

No.: M262-SP-18-0039

Safety and Industrial Hygiene

ADM 16.1.5.B

Subject: PERSONAL NOTIFICATION OF ASBESTOS AIR MONITORING RESULTS:

AREA 6, CONSTRUCTION YARD

On October 24, 2017, staff from Industrial Hygiene (IH) conducted air monitoring for asbestos at the subject location. Personal air monitoring in the breathing zone was conducted while you were removing pipe elbow insulation from the cabling rig U2ez (Camelback) using the glove bag method.

POTENTIAL HAZARDS AND PERSONAL PROTECTIVE EQUIPMENT (PPE)

Asbestos is an inhalation hazard that can cause asbestosis, lung cancer, and mesothelioma. PPE worn by you during this monitoring consisted of a disposable suit with hood, booties, gloves, safety glasses, and a full-face air purifying respirator (APR) with P-100 filtration. The Occupational Safety and Health Administration (OSHA) assigned protection factor for full-face APRs is 50.

AIR MONITORING RESULTS

The laboratory analytical result was received from Maxxam Analytics, an American Industrial Hygiene Association accredited IH Laboratory. The sample was analyzed using phase contrast microscopy by National Institute for Occupational Safety and Health Method 7400. The analytical result is evaluated against the OSHA Permissible Exposure Limit (PEL) and Action Level (AL) for airborne asbestos fibers. The calculated 8-hour Time Weighted Average (8-hr TWA) sample result based on the laboratory result, in fibers per cubic centimeter of air (f/cc), is reported in Table 1 below.

Table 1. Area 6, Construction Yard Asbestos Air Sampling Results

IH Sample Number	Sample Location, Activity	8-hr TWA Asbestos (f/cc)
	OSHA PEL	0.1
IH-17-0753	Removal of insulation on nine pipe elbows	0,011

DISCUSSION OF AIR MONITORING RESULTS

The laboratory analysis results indicate that the reported 8-hr TWA concentration did not exceed the current occupational exposure limit for asbestos as noted in the table above.

S740-SP-18-0238 ADM 16.1.5.B Hiram Glenn Jr Page 3 of 3 July 17, 2018

If you have any questions, please contact David Chan at 5-6096.

DC:dlc

Enclosure: as stated

cc: Medical Director, w/o enc., NNSS-276 IH Files, w/enc.

\$740-SP-18-0238 ADM 16.1.5.B Hiram Glenn Jr Page 2 of 2 July 17, 2018

Table #1. Area 6 CP Hill Potholing

Respirable Dust and Crystalline Silica Air Sampling Results

	1	amed VII aditibilità i	(G20112
IH Sample Number	Activity		8-hr TWA Crystalline Silica ¹ ,
	2017 ACGIH TLV	mg/m³ 3.0	mg/m³ 0.025
IH-18-0745	Potholing at CP Hill area	<0.1	<0.005

¹As defined by 2017 ACGIH TLV (Quartz + Cristobalite)

DISCUSSION OF AIR MONITORING RESULTS

Laboratory analysis indicates that airborne concentrations of respirable dust and crystalline silica did not exceed the ACGIH TLV.

CONTROLS IN PLACE DURING MONITORING

Engineering Controls

Control of air borne dusts generated during potholing was mainly done with the vacuum system generated from the hydrovac truck. In addition, the method of loosening dirt from the ground using high pressure water kept the dirt moist and potentially encapsulated most dust being airborne.

Administrative Controls

Pre Job safety briefing.

Personal Protective Equipment (PPE)

Potholing PPE included, steel toe shoes, ear plugs with a noise reduction rating of 33, a half-face air-purifying respirator with P-100 filters and a full body Tyvek suit.

CONCLUSION

Based on IH review of the air monitoring data, the work procedures and controls used were adequately protective of employees against respirable dust and crystalline silica. Please sign the statement enclosed with this memo. By signing, you indicate that you have read, and been informed of, the information provided herein. Return the signed statement to IH (last page only) within five working days at mail stop NNSS-918. Feel free to make a copy of the statement for your personal records.

\$740-\$P-18-0179 ADM 16.1.5.B Hiram Glenn, Jr. Page 2 of 2 May 8, 2018

> Table #1. Area 6 Well 3 Batch Plant, Emptying Silica Flour Bags Respirable Dust and Crystalline Silica Air Samplina Results

	Kespilable bosi alia bijaianno	Althoration and the series of the	
IH Sample Number	"我们是我们的一个人,我们们	mg/m³	Crystalline Silica1, mg/m³
	2017 AGGIH TLV	tar productions assured the	0.025
IH-18-0457	Emptying silica flour bags	0.230	Ų.198

¹As defined by 2017 ACGIH TLV (Quartz + Cristobalite)

DISCUSSION OF AIR MONITORING RESULTS

Laboratory analysis indicates that airborne concentrations of respirable dust did not exceed the ACGIHTLV. However the crystalline silica exceeded the ACGIHTLVs.

CONCLUSION

Based on IH review of the air monitoring data, the work procedures and controls used were not adequately protective of employees against crystalline silica. However, with the protection from the use of the PAPR, the protection was adequate. Please sign the statement enclosed with this memo. By signing, you indicate that you have read, and been informed of, the information provided herein. Return the signed statement to IH (last page only) within five working days at mail stop NNSS-918. Feel free to make a copy of the statement for your personal records.

If you have any questions, please contact David Chan at 5-6096.

DC:dlc

Enclosure: as stated

cc: Medical Director, w/o enc., NNSS-276
IH Files, w/enc.

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CONTAINS PRIVACY ACT INFORMATION

INTEROFFICE MEMORANDUM

To:

Hiram Glenn Jr, NNSS-405

Date: July 17, 2018

From:

S. M. Prothro Dephanie M. Putho

S740-SP-18-0238 No.:

Occupational Safety and Industrial Hygiene

ADM 16.1.5.B

Subject: PERSONAL NOTIFICATION OF AIR MONITORING RESULTS FOR RESPIRABLE DUST AND

CRYSTALLINE SILICA: AREA 6 CP HILL, POTHOLING

On June 26, 2018, staff from Industrial Hygiene (IH) conducted air monitoring for respirable dust and crystalline silica at the subject location. Personal air monitoring in the breathing zone was conducted while you and another worker were performing potholing at the CP Hill area. The purpose of the sampling was to determine the extent of employee exposure to respirable dust and crystalline silica.

OTENTIAL HEALTH HAZARDS AND PERSONAL PROTECTIVE EQUIPMENT (PPE)

Respirable dust and crystalline silica are inhalation hazards that can affect the respiratory tract and cause lung diseases such as silicosis and lung cancer.

AIR MONITORING RESULTS AND STANDARDS

The samples were analyzed by Maxxam Analytics, an American Industrial Hygiene Association accredited Laboratory, using National Institute for Occupational Safety and Health Method 0600 for respirable dust and method 7500 for crystalline silica. The analytical results are evaluated against the 2017 American Conference of Governmental Industrial Hygienists (ACGIH) Threshold Limit Values (TLVs) for respirable dust and crystalline silica. The calculated 8hour Time Weighted Average (8-hr TWA) sample results are reported in Table 1 below.

223, CV C389/2/32-cv-00709NFABINES/PRIDACUTICALC6-IN HUKKINDEXITAZE Page 211 of 213

S740-SP-18-0187 ADM 16.1.5.B Hiram Glenn, Jr. Page 2 of 2 May 14, 2018

CONCLUSION

The results indicate that the airborne concentration of respirable dust and silica were below the Occupational Exposure Limit. This data shows that the engineering and work practice controls used during this evaluation were effective in keeping the airborne respirable dust and silica concentrations under control.

Please sign the statement enclosed with this memo. By signing, you indicate that you have read, and been informed of, the information provided herein. Return the signed statement to IH (last page only) within five working days at mail stop NNSS-918. Feel free to make a copy of the statement for your personal records.

If you have any questions, please contact Andrew Colby at 5-0508.

AEC:dlc

Enclosure: as stated

cc: Medical Director, w/o enc., NNSS-276 IH Files, w/enc.



INTEROFFICE MEMORANDUM

CONTAINS PRIVACY ACT INFORMATION

To:

Hiram Glenn, Jr., NNSS-405

Date: May 14, 2018

From:

S. M. Prothro Stephanie M. Prothro Occupational Safety and Industrial Hygiene

S740-SP-18-0187 No.:

ADM 16.1.5.B

Subject: PERSONAL NOTIFICATION OF RESPIRABLE DUST AND CRYSTALLINE SILICA AIR

MONITORING RESULTS: AREA 5, POTHOLING

On April 18, 2018, Industrial Hygiene (IH) conducted breathing zone air monitoring at the subject location, while you were potholing. The purpose of the monitoring was to determine the extent of employee exposure to respirable dust and crystalline silica and to evaluate the effectiveness of existing work controls to minimize potential exposure.

POTENTIAL HAZARDS AND PERSONAL PROTECTIVE EQUIPMENT (PPE)

Respirable dust and silica are inhalation hazards that can affect the respiratory tract and cause lung diseases such as silicosis and lung cancer. PPE worn by you during this activity consisted of, steel toed shoes, gloves, safety glasses, hard hat, Tyvek suit, and a half-face air-purifying respirator (APR) with high-efficiency particulate air/P-100 filtration. The Occupational Safety and Health Administration assigned protection factor for half-face APRs is 10. Engineering controls included wet methods.

AIR MONITORING RESULTS AND STANDARDS

The samples were analyzed through our contractor laboratory Maxxam Analytics, an American Industrial Hygiene Association accredited laboratory, using National Institute for Occupational Safety and Health Method 0600 for respirable dust and Method 7500 for silica (i.e., quartz, cristobalite, and tridymite). The respirable dust and crystalline silica sampling results were compared to the 2017 American Conference of Governmental Industrial Hygienists (ACGIH) Threshold Limit Values (TLVs). The calculated 8-hour Time Weighted Average (8-hr TWA) sample results based on the laboratory results are reported in Table 1 below.

Table 1. Area 5, Respirable Dust and Crystalline Silica Air Sampling Results

IH Sample Number	Activity	8-hr TWA Respirable Dust, mg/m³	8-hr TWA Crystalline Silica ¹ , mg/m³
	2017 ACGIH TLV	3.0	0.025
IH-18-0435	Potholing	None Detected	None Detected

As defined by 2017 ACGIH TLV



INTEROFFICE MEMORANDUM

To:

Hiram Glenn, Jr, NNSS-405

Date: May 8, 2018

From:

S. M. Prothro Sephanie III. Frothro

No.: \$740-SP-18-0179

Occupational Safety and Industrial Hygiene

ADM 16.1.5.B

Subject: PERSONAL NOTIFICATION OF AIR MONITORING RESULTS FOR RESPIRABLE DUST AND

CRYSTALLINE SILICA: AREA 6 WELL 3, BATCH PLANT, EMPTYING BAGS OF SILICA FLOUR

On April 19, 2018, staff from Industrial Hygiene (IH) conducted air monitoring for respirable dust and crystalline silica at the subject location. Personal air monitoring in the breathing zone was conducted while you and two other workers were supporting the Well 3 Batch Plant, emptying bags of silica flour into a hopper. This activity was performed outdoors, with a vacuum from the bag house provided for product transport and dust control. In addition, a dust barrier was installed on the hopper to reduce the effect of wind while emptying the bags. Three pallets of approximately 200 50-pound bags of silica flour were cut open and emptied into hopper. The empty bags were then placed into a dumpster. The purpose of the sampling was to determine the extent of employee exposure to respirable dust and crystalline silica.

POTENTIAL HEALTH HAZARDS AND PERSONAL PROTECTIVE EQUIPMENT (PPE)

Respirable dust and crystalline silica are inhalation hazards that can affect the respiratory tract and cause lung diseases such as silicosis and lung cancer. During this monitoring, you wore PPE consisting of gloves, full body Tyvek and a full-face powered air-purifying respirator (PAPR) with a high-efficiency particulate air filter. The Occupational Safety and Health Administration assigned protection factor for PAPRs is 1000.

AIR MONITORING RESULTS AND STANDARDS

The samples were analyzed by Maxxam Analytics, an American Industrial Hygiene Association accredited Laboratory, using National Institute for Occupational Safety and Health Method 0600 for respirable dust and method 7500 for crystalline silica. The analytical results are evaluated against the 2017 American Conference of Governmental Industrial Hygienists (ACGIH) Threshold Limit Values (TLVs) for respirable dust and crystalline silica. The calculated 8-hour Time Weighted Average (8-hr TWA) sample results are reported in Table 1 below.